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## MINISTRY OF STATES

### NOTIFICATIONS

New Delhi the 1st April 1951

**S.R.O. 468.**—In pursuance of clause (a) of sub-section (2) of section 87B of the Code of Civil Procedure, 1908 (Act V of 1908), the Central Government hereby specifies the former Indian States mentioned in the Schedule hereto annexed for the purposes of the said section.

#### THE SCHEDULE

- |                               |                    |
|-------------------------------|--------------------|
| 1. Athgarh.                   | 40. Changbhakar.   |
| 2. Athmallik.                 | 41. Makrai.        |
| 3. Bamra.                     | 42. Loharu.        |
| 4. Baramba.                   | 43. Dujana.        |
| 5. Baudh.                     | 44. Pataudi.       |
| 6. Bonal.                     | 45. Banganapalle.  |
| 7. Daspalla.                  | 46. Pudukkottai.   |
| 8. Dhenkanal.                 | 47. Sandur.        |
| 9. Gangpur.                   | 48. Ambaliara.     |
| 10. Hindol.                   | 49. Balasinor.     |
| 11. Kalahandi.                | 50. Bansda.        |
| 12. Keonjhar.                 | 51. Baria.         |
| 13. Khandpara.                | 52. Bhaderwa.      |
| 14. Mayurbhanj.               | 53. Cambay.        |
| 15. Narsinghpur.              | 54. Chhota Udepur. |
| 16. Nayagarh.                 | 55. Danta.         |
| 17. Nilgiri.                  | 56. Dharampur.     |
| 18. Pal Lahara.               | 57. Ghodasar.      |
| 19. Patna.                    | 58. Idar.          |
| 20. Raikhol.                  | 59. Ilol.          |
| 1. Ranpur.                    | 60. Jambughoda.    |
| 22. Sonapur.                  | 61. Jawhar.        |
| 23. Talcher.                  | 62. Khadal.        |
| 24. Tigiria.                  | 63. Katosan.       |
| 25. Kharsawan.                | 64. Lunawada.      |
| 26. Seraikolla.               | 65. Malpur.        |
| 27. Nandgaon.                 | 66. Mohanpur.      |
| 28. Bastar.                   | 67. Mansa.         |
| 29. Kanker.                   | 68. Palanpur.      |
| 30. Udaipur (Madhya Pradesh). | 69. Punadra.       |
| 31. Sakti.                    | 70. Radhanpur.     |
| 32. Chhuikhadan.              | 71. Ranasan.       |
| 33. Raigarh.                  | 72. Rajpipla.      |
| 34. Kawardha.                 | 73. Sachin.        |
| 35. Sarangarh.                | 74. Sant.          |
| 36. Korea.                    | 75. Sudasna.       |
| 37. Khairagarh.               | 76. Surgana.       |
| 38. Surguja.                  | 77. Valasna.       |
| 39. Jashpur.                  | 78. Varsoda.       |

79. Vasna.
80. Vijayanagar.
81. Wao.
82. Sanjeli.
83. Tharad.
84. Vakhtapur.
85. Likhi.
86. Mandwa.
87. Dedhrota.
88. Hapa.
89. Sathamba.
90. Umeta.
91. Magodi.
92. Palaj.
93. Tajpuri.
94. Kurundwad (Senior).
95. Kurundwad (Junior).
96. Akalkot.
97. Savanur.
98. Miraj (Senior).
99. Miraj (Junior).
100. Mudhol.
101. Phaltan.
102. Sangli.
103. Aundh.
104. Ramdurg.
105. Bhor.
106. Jamkhandi.
107. Jath.
108. Sawantwadi.
109. Wadi Jagir.
110. Janjira.
111. Baroda.
112. Kolhapur.
113. Tehri Garhwal.
114. Benaras.
115. Rampur.
116. Cooch Behar.
117. Patiala.
118. Kapurthala.
119. Nabha.
120. Jind.
121. Faridkot.
122. Kalsia.
123. Nalagarh.
124. Malerkotla.
125. Travancore.
126. Cochin.
127. Gwalior.
128. Indore.
129. Alirajpur.
130. Barwanl.
131. Dewas (Senior).
132. Dewas (Junior).
133. Dhar.
134. Jaora.
135. Jhabua.
136. Jobat.
137. Kathiwar.
138. Khilchipur.
139. Kurwai.
140. Narsinggarh.
141. Rajgarh.
142. Ratlam.
143. Sallana.
144. Sitamau.
145. Mathwar.
146. Piploda.
147. Pathari.
148. Muhammadgarh.
149. Nimkhera.
150. Jamnia.
151. Rajgarh.
152. Khanladhana.
153. Alwar.
154. Bharatpur.
155. Dholpur.
156. Karaul.
157. Banswara.
158. Bundi.
159. Dungarpur.
160. Jhalawar.
161. Kishengarh.
162. Kotah.
163. Mewar.
164. Partabgarh.
165. Shahpura.
166. Tonk.
167. Jaipur.
168. Jaisalmer.
169. Bikaner.
170. Jodhpur.
171. Lawa.
172. Kushalgarh.
173. Nimrana.
174. Sirohi.
175. Nawanagar.
176. Bhavnagar.
177. Porbandar.
178. Dhrangadhra.
179. Morvi.
180. Gondal.
181. Jafrabad.
182. Wankaner.
183. Palitana.
184. Dhrol.
185. Limbdi.
186. Rajkot.
187. Wadhwan.
188. Lakhtar.
189. Sayla.
190. Chuda.
191. Vala.
192. Jasdan.
193. Amarnagar (Thana Devil).
194. Vadia.
195. Lathi.
196. Mull.
197. Bajana.
198. Virpur.
199. Malla.
200. Kotda Sangani.
201. Jetpur.
202. Bilkha.
203. Patdi.
204. Khirasra.
205. Vanod.
206. Barwala.
207. Katodia.
208. Lodhika.
209. Vasavad.
210. Jalia Devani.
211. Zafnabad.
212. Vithalgadh.
213. Tharoch.
214. Chamba.
215. Mandi.
216. Suket.
217. Keonthal.
218. Sirmur.
219. Baghat.
220. Balsan.
221. Bashahr.
222. Jubbai.

223. Mahlog.	254. Datia.
224. Dhami.	255. Maihar.
225. Bhajji.	256. Nagod.
226. Kuthar.	257. Orchha.
227. Kumarsain.	258. Panna.
228. Baghal.	259. Rewa.
229. Mangal.	260. Samthar.
230. Kunihar.	261. Alipura.
231. Darkoti.	262. Banka Pahari.
232. Sangri.	263. Beri.
233. Beja.	264. Bhalsaunda.
234. Delath.	265. Bihat.
235. Ratesh.	266. Bijna.
236. Rawingarh.	267. Dhurwai.
237. Dhadi.	268. Garrauli.
238. Ghund.	269. Gaurihar.
239. Khaneti.	270. Jaso.
240. Madhan.	271. Jigni.
241. Theog.	272. Kamta Rajaula.
242. Koti.	273. Kothi.
243. Bhopal.	274. Lugasi.
244. Bilaspur.	275. Naigawan Rebal.
245. Kutch.	276. Pahara.
246. Tripura.	277. Paldeo (Nayagaon).
247. Manipur.	278. Sarila.
248. Ajaigarh.	279. Sohawal.
249. Baoni.	280. Taraon.
250. Baraundha.	281. Tori Fatehpur.
251. Bijawar.	282. Hyderabad.
252. Chhatarpur.	283. Mysore.
253. Charkharl.	284. Jammu and Kashmir.

[No. 55-P(B)]

**S.R.O. 469.**—In pursuance of clause (a) of sub-section (1) of section 197A of the Code of Criminal Procedure, 1898 (Act V of 1898), the Central Government hereby specifies the former Indian States mentioned in the Schedule hereto annexed for the purposes of the said section.

## THE SCHEDULE

1. Athgarh.	32. Chhuikhadan.
2. Athmallik.	33. Raigarh.
3. Bamra.	34. Kawardha.
4. Baramba.	35. Sarangarh.
5. Baudh.	36. Korea.
6. Bonai.	37. Khairagarh.
7. Daspalla.	38. Surguja.
8. Dhenkanal.	39. Jashpur.
9. Gangpur.	40. Changbhakar.
10. Hindol.	41. Makrai.
11. Kalahandi.	42. Loharu.
12. Keonjhar.	43. Dujana.
13. Khandpara.	44. Pataudi.
14. Mayurbhanj.	45. Banganapalle.
15. Narsinghpur.	46. Pudukkottai.
16. Nayagarh.	47. Sandur.
17. Nilgiri.	48. Ambaliara.
18. Pal Lahara.	49. Balasinor.
19. Patna.	50. Bansda.
20. Rairakhol.	51. Baria.
21. Ranpur.	52. Bhaderwa.
22. Sonapur.	53. Cambay.
23. Talcher.	54. Chhota Udepur.
24. Tigiria.	55. Danta.
25. Kharsawan.	56. Dharampur.
26. Seraikella.	57. Ghodasar.
27. Nandgaon.	58. Idar.
28. Bastar.	59. Ilol.
29. Kanker.	60. Jambughoda.
30. Udaipur (Madhya Pradesh).	61. Jawhar.
31. Sakti.	62. Khadal.

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|-------------------------|-------------------------------|
| 63. Katosan.            | 135. Jhabua.                  |
| 64. Lunawada.           | 136. Jobat.                   |
| 65. Malpur.             | 137. Kathiwara.               |
| 66. Mohanpur.           | 138. Khilchipur.              |
| 67. Mansa.              | 139. Kurwal.                  |
| 68. Palanpur.           | 140. Narsingarh.              |
| 69. Punadra.            | 141. Rajgarh.                 |
| 70. Radhanpur.          | 142. Ratlam.                  |
| 71. Ranasan.            | 143. Sallana.                 |
| 72. Rajpipla.           | 144. Sitamau.                 |
| 73. Sachin.             | 145. Mathwar.                 |
| 74. Sant.               | 146. Piploda.                 |
| 75. Sudasna.            | 147. Pathari.                 |
| 76. Surgana.            | 148. Muhammadgarh.            |
| 77. Valasna.            | 149. Nimkhera.                |
| 78. Varsoda.            | 150. Jamnia.                  |
| 79. Vasna.              | 151. Rajgarh.                 |
| 80. Vijayanagar.        | 152. Khanladhana.             |
| 81. Wao.                | 153. Alwar.                   |
| 82. Sanjeli.            | 154. Bharatpur.               |
| 83. Tharad.             | 155. Dholpur.                 |
| 84. Vakhtapur.          | 156. Karauli.                 |
| 85. Likhi.              | 157. Banswara.                |
| 86. Mandwa.             | 158. Bundi.                   |
| 87. Dedhrota.           | 159. Dungarpur.               |
| 88. Hapa.               | 160. Jhalawar.                |
| 89. Sathamba.           | 161. Kishengarh.              |
| 90. Umeta.              | 162. Kotah.                   |
| 91. Magodi.             | 163. Mewar.                   |
| 92. Palaj.              | 164. Partabgarh.              |
| 93. Tajpuri.            | 165. Shahpura.                |
| 94. Kurundwad (Senior). | 166. Tonk.                    |
| 95. Kurundwad (Junior). | 167. Jaipur.                  |
| 96. Akalkot.            | 168. Jaisalmer.               |
| 97. Savanur.            | 169. Bikaner.                 |
| 98. Miraj (Senior).     | 170. Jodhpur.                 |
| 99. Miraj (Junior).     | 171. Lawa.                    |
| 100. Mudhol.            | 172. Kushalgarh.              |
| 101. Phaltan.           | 173. Nimrana.                 |
| 102. Sangli.            | 174. Sirohi.                  |
| 103. Aundh.             | 175. Nawanagar.               |
| 104. Ramdurg.           | 176. Bhavnagar.               |
| 105. Bhor.              | 177. Porbandar.               |
| 106. Jamkhandi.         | 178. Dhrangadhra.             |
| 107. Jath.              | 179. Morvi.                   |
| 108. Sawantwadi.        | 180. Gondal.                  |
| 109. Wadi Jagir.        | 181. Jafrabad.                |
| 110. Janjira.           | 182. Wankaner.                |
| 111. Baroda.            | 183. Palitana.                |
| 112. Kolhapur.          | 184. Dhrol.                   |
| 113. Tehri Garhwal.     | 185. Limbdi.                  |
| 114. Benaras.           | 186. Rajkot.                  |
| 115. Rampur.            | 187. Wadhwan.                 |
| 116. Cooch Behar.       | 188. Lakhtar.                 |
| 117. Patlala.           | 189. Sayla.                   |
| 118. Kapurthala.        | 190. Chuda.                   |
| 119. Nabha.             | 191. Vala.                    |
| 120. Jind.              | 192. Jasdan.                  |
| 121. Faridkot.          | 193. Amarnagar (Thana Devil). |
| 122. Kalsla.            | 194. Vadia.                   |
| 123. Nalagarh.          | 195. Lathi.                   |
| 124. Malerkotla.        | 196. Mull.                    |
| 125. Travancore.        | 197. Bajana.                  |
| 126. Cochin.            | 198. Virpur.                  |
| 127. Gwalior.           | 199. Mallia.                  |
| 128. Indore.            | 200. Kotda Sangani.           |
| 129. Alirajpur.         | 201. Jetpur.                  |
| 130. Barwani.           | 202. Bilkha.                  |
| 131. Dewas (Senior).    | 203. Patdi.                   |
| 132. Dewas (Junior).    | 204. Khirasra.                |
| 133. Dhar.              | 205. Vanod.                   |
| 134. Jaora.             | 206. Barwala.                 |

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|--------------------|-------------------------|
| 207. Katodia.      | 246. Tripura.           |
| 208. Lodhika.      | 247. Manipur.           |
| 209. Vasavad.      | 248. Ajaigarh.          |
| 210. Jalla Devani. | 249. Baoni.             |
| 211. Zainabad.     | 250. Baraundha.         |
| 212. Vithalgadh.   | 251. Bijawar.           |
| 213. Tharoch.      | 252. Chhatarpur.        |
| 214. Chamba.       | 253. Charkhari.         |
| 215. Mandi.        | 254. Datia.             |
| 216. Suket.        | 255. Malhar.            |
| 217. Keonthal.     | 256. Nagod.             |
| 218. Sirmur.       | 257. Orchha.            |
| 219. Baghat.       | 258. Panna.             |
| 220. Balsan.       | 259. Rewa.              |
| 221. Bashahr.      | 260. Samthar.           |
| 222. Jubbal.       | 261. Alipura.           |
| 223. Mahlog.       | 262. Banka Pahari.      |
| 224. Dhami.        | 263. Beri.              |
| 225. Bhajji.       | 264. Bhaisaunda.        |
| 226. Kuthar.       | 265. Bihat.             |
| 227. Kumarsain.    | 266. Bijna.             |
| 228. Baghal.       | 267. Dhurwal.           |
| 229. Mangal.       | 268. Garrauli.          |
| 230. Kunihar.      | 269. Gaurihar.          |
| 231. Darkoti.      | 270. Jaso.              |
| 232. Sangri.       | 271. Jigni.             |
| 233. Beja.         | 272. Kamta Rajaula.     |
| 234. Delath.       | 273. Kothi.             |
| 235. Ratesh.       | 274. Lugasi.            |
| 236. Rawingarh.    | 275. Nalgawan Rebal.    |
| 237. Dhadi.        | 276. Pahara.            |
| 238. Ghund.        | 277. Paldeo (Nayagaon). |
| 239. Khaneti.      | 278. Sarila.            |
| 240. Madhan.       | 279. Sohawal.           |
| 241. Theog.        | 280. Taraon.            |
| 242. Koti.         | 281. Tori Fatehpur.     |
| 243. Bhopal.       | 282. Hyderabad.         |
| 244. Bilaspur.     | 283. Mysore.            |
| 245. Kutch.        | 284. Jammu and Kashmir. |

[No. 56-P(B)]

N. M. BUCH, Jt. Secy



In the second paragraph directed to be substituted in section 230 of the Indian Penal Code (XLV of 1860) for "had been so stamped" substitute "has been so stamped".

After the directions relating to the Indian Penal Code (XLV of 1860) insert—

*"The Police Act, 1861.*

(V of 1861)

*Section 7.*—For "Subject to such rules" substitute "Subject to the provisions of article 311 of the Constitution, and to such rules".

After the direction relating to section 3A of the Pensions Act, 1871 (XXIII of 1871) insert—

*"Section 4.*—For "British or" substitute "Government or by".

After the directions relating to the Indian Oaths Act, 1873 (X of 1873) insert—

*"The N. W. Provinces Village and Road Police Act, 1873.*

(XVI of 1873)

*Section 10.*—For "The Magistrate" substitute "Subject to the provisions of article 311 of the Constitution, the State Government, or the Magistrate".

In the direction relating to section 18 of the Indian Arms Act, 1878 (XI of 1878) for "States" substitute "the States".

To the direction relating to clause (b) of section 20 of the Indian Trusts Act, 1882 (II of 1882) add—

"and 'Governor-General' and 'Province' shall stand unmodified.

After the direction relating to section 18 of the Presidency Small Cause Courts Act, 1882 (XV of 1882) insert—

*"Section 19.*—In clause (b) omit 'the Crown Representative'.

In the directions relating to the Indian Railways Act, 1890 (IX of 1890), insert—

*Section 33.*—Omit "the general controlling authority".

*Section 47.*—In sub-section (1) for "any Provincial Government or the Government of any Acceding State" substitute "or any State Government".

*Section 49.*—For "any general controlling authority" substitute "the Central Government".

After the directions relating to the Indian Fisheries Act, 1897 (IV of 1897) insert—

*"The Reformatory Schools Act, 1897.*

(VIII of 1897)

*Section 17.*—In clause (2) omit "of whom two at least shall be Natives of India".

In the directions relating to the Code of Criminal Procedure, 1898 (V of 1898)—

(i) to the directions relating to section 194, add—

"and in clause (a) of sub-section (2) 'His Majesty's Attorney-General' and 'the Crown' shall stand unmodified";

(ii) after the direction relating to sections 198 and 199, insert—

*Sections 211, 216, 218 and 226.*—For “Clerk of the Crown” substitute “Clerk of the State”.

After the direction relating to the Church of Scotland Kirk Sessions Act, 1899 (XXIII of 1899) insert—

*“The Central Provinces Court of Wards Act, 1899.  
(XXIV of 1899)*

After section 40, insert—

*‘41. Application of the Act to estates of Rulers of Indian States.—*The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be the powers and functions of the Central Government.’”

After the directions relating to the Prisoners’ Act, 1900 (III of 1900) insert—

*“The Punjab Alienation of Land Act, 1900.  
(XIII of 1900)*

This Act shall stand repealed.”

Before the direction relating to section 3 of the Indian Ports Act, 1908 (XV of 1908), insert—

*“Section 2.*—In clause (i) for “His Majesty” substitute “the Central Government or a State Government”.”

To the directions relating to the Inland Steam-Vessels Act, 1917 (I of 1917), add—

*Section 72-A.*—“Government of a Province in Pakistan” shall stand unmodified.

After the direction relating to the Destruction of Records Act, 1917 (V of 1917) insert—

*“The Patna University Act, 1917.  
(XVI of 1917)*

*Section 11.*—For the “Provinces” substitute “India”.

In the directions relating to the Indian Red Cross Society Act, 1920 (XV of 1920),—

(i) after the direction relating to section 1, insert—

*Section 5.*—In clause (d) omit “Provincial and”;

(ii) for the direction relating to section 8, substitute—

*Section 8.*—In sub-section (1) for “any of the Provinces, States and other parts of India and Pakistan” substitute “any of the States in India or in any part of Pakistan”; in sub-section (2) for “any province, State or other part of India”, at both places, substitute “any part of India”; and in sub-section (4) for “the Provinces, States and other parts of India and Pakistan” substitute “any State in India or any part of Pakistan”.

To the direction relating to section 17 of the Indian Income-tax Act, 1922 (XI of 1922) add—

‘and in sub-section (7) for “Act of the Central Legislature” substitute “Central Act”.’



In the directions relating to the Cotton Cess Act 1923, (XIV of 1923) substitute "The Indian Cotton Cess Act, 1923" for "The Cotton Cess Act, 1923"; and for the direction relating to section 4, substitute—

*Section 4.*—In clause (i) for "Imperial" substitute "Indian"; and for clause (ix) substitute—

"(ix) seven persons nominated respectively by the Governments of the following Part B States, namely, Hyderabad, Madhya Bharat, Mysore, Patiala and East Punjab States Union, Rajasthan, Saurashtra and Travancore-Cochin".

*Section 5.*—In sub-section (2) for "Imperial" substitute "Indian".

*Section 14.*—Omit "His Majesty for the purposes of".

After the direction relating to section 3 of the Cantonments Act, 1924 (II of 1924) insert—

"*Section 13.*—In clause (e) of sub-section (4), for sub-clause (iii), substitute—

'(iii) in cantonments of which the civil population does not exceed five thousand, one military officer,.'

To the direction relating to section 2 of the Contempt of Courts Act, 1926 (XII of 1926) add—

"and omit sub-section (2)".

For the direction relating to section 4 of the Indian Lac Cess Act, 1930 (XXIV of 1930), substitute—

"*Section 4.*—In sub-section (5) for "Imperial Entomologist" substitute "Head of the Entomology Division in the Indian Institute of Agricultural Research" and in sub-section (8) for "the Provinces" substitute "India".

In the directions relating to the Drugs Act, 1940 (XXIII of 1940), insert—

"*Section 5.*—In clause (iv) of sub-section (2), for "Imperial" substitute "Indian".

For the directions relating to the Indian Oilseeds Committee Act, 1946 (IX of 1946) substitute—

"*The Indian Central Oilseeds Committee Act, 1946*  
(IX of 1946)

*Section 3.*—For the "Provinces" where the expression occurs for the first time, substitute "the territories to which this Act extends"; and where the expression occurs for the second and the third times, substitute "the said territories".

*Section 4.*—In clause (a) for "Imperial" substitute "Indian";

In clause (g) for "the other Provinces and the Acceding States" substitute "the rest of India".

In clause (s) for "the Central Legislature" substitute "Parliament".

*Section 7.*—In sub-section (1) for "Imperial" substitute "Indian".

*Section 16.*—For "the Central Legislature" substitute "the House of the People" and omit "His Majesty for the purposes of".

To the direction relating to section 6 of the Prevention of Corruption Act, 1947 (II of 1947), add—

"and in clauses (a) and (b) omit "or some higher authority",

To the directions relating to the National Cadet Corps Act, 1948 (XXXI of 1948), add—

"Section 13.—In clause (1) of sub-section (2) omit "Provincial".

After the direction relating to sections 8, 21 and 36 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) insert—

"Section 17.—In sub-section (3), for "Federal" substitute "Union".

After the direction relating to section 5 of the Factories Act, 1948 (LXIII of 1948) insert—

"Section 78.—In sub-section (2) for "Federal Railway" substitute "Government Railway".

*II.—Modifications to the Third Schedule to the Principal Order.*

After the directions relating to the Ajmer Laws Regulation, insert—

*"The Assam Local Rates Regulation, 1879.*

*(III of 1879)*

Section 2.—For "the permanently settled portion of Sylhet", wherever the words occur, substitute "the permanently settled portion of Cachar"; and

in clause (4) for "whole of that district except the Jaintia Perganas", substitute "Karimganj Sub-Division of that District".

After the directions relating to the Garo Hills Regulation, 1882, insert—

*"The Assam Land and Revenue Regulation, 1886.*

*(I of 1886)*

Sections 3 and 72.—In Clause (c) for "District of Sylhet", wherever the words occur, substitute "District of Cachar".

*The Sylhet Jhum Regulation, 1891.*

*(III of 1891)*

Section 1.—In sub-section (2) for "District of Sylhet", substitute, "District of Cachar".

*III.—Modifications to the Seventh Schedule to the Principal Order.*

In the directions relating to the Madras City Police Act, 1888 (Madras Act III of 1888) insert—

"Section 11.—For "subject to the control of the State Government" substitute "subject to the provisions of article 311 of the Constitution and to the control of the State Government".

Section 71-K.—For the opening paragraph, substitute—

"If any person arrested by a Police-officer for an offence punishable under section 71-A has, in the opinion of such Police-officer, not attained the age of sixteen years, he shall be informed, as soon as may be, of the grounds for such arrest, and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall

be detained in custody beyond the said period without the authority of a Magistrate. On such production, the Magistrate shall without delay direct the person to be taken before a Juvenile Court established under sub-section (1) of section 36 of the Madras Children Act, 1920. The person shall then be dealt with under the provisions of that Act as modified by the provisions of this section."

After the direction relating to section 5 of the Madras Prevention of Begging Act, 1945 (Madras Act XIII of 1945), insert—

"Section 12.—In sub-section (1) for the opening paragraph substitute—

"If any person arrested by a Police-officer for an offence punishable under section 3 has, in the opinion of such Police-officer, not attained the age of sixteen years, he shall be informed, as soon as may be, of the grounds for such arrest, and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate. On such production the Magistrate shall without delay direct the person to be taken before a Juvenile Court established under sub-section (1) of section 36 of the Madras Children Act, 1920. The person shall then be dealt with under the provisions of that Act as modified by the provisions of this section."

*IV.—Modifications to the Ninth Schedule to the Principal Order.*

After the direction relating to section 43 of the City of Bombay Police Act, 1902, (Bombay Act IV of 1902) insert,—

"Section 87.—Omit sub-section (2)".

#### SCHEDULE B.

(SEE PARAGRAPH 8).

*Schedules to be added after the Tenth Schedule to the Principal Order.*

#### ELEVENTH SCHEDULE.

BENGAL AND WEST BENGAL ACTS.

*The Calcutta Police Act, 1866.*

(Bengal Act IV of 1866)

Section 3.—For "Her Majesty's High Court of Judicature at Fort William in Bengal" substitute "the High Court at Calcutta".

Section 33.—Omit "that Act as modified by".

Section 42.—For "the Navy of the Queen" substitute "the Indian Navy".

*The Bengal Ports Act, 1867.*

(Bengal Act III of 1867)

*Long title and Preamble.*—For "in the Provinces" substitute "in the States or parts of States corresponding to the Provinces which were on the tenth day of April 1867".

*The Village Chawkidari Act, 1870.*

(Bengal Act VI of 1870)

Section 65.—Omit “of West Bengal”.

*The Bengal Muhammadan Marriages and Divorces Registration Act, 1876.*

(Bengal Act I of 1876)

Section 26.—In clause (d) for “His Majesty’s subjects in India” substitute “citizens of India”.

*The Bengal Irrigation Act, 1876.*

(Bengal Act III of 1876)

Section 1.—“in the Province” shall stand unmodified.

*The Court of Wards Act, 1879.*

(Bengal Act IX of 1879)

Section 33.—For “the High Court of Judicature at Fort William in Bengal” substitute “the High Court at Calcutta”; and omit “of Bengal”.

Section 50.—In the third paragraph for “bonds, debentures and annuities charged by Act of Parliament” substitute “bonds, debentures and annuities which, before the fifteenth day of August, 1947, were charged by an Act of Parliament of the United Kingdom”;

In the fourth paragraph, for “has been guaranteed” substitute “had, before the fifteenth day of August, 1947, been guaranteed”; and

In the fifth paragraph, for “any Central or Provincial Act” substitute “any Central or Provincial Act or Act of the Legislature of a Part A State or Part C State.”.

After Section 69, insert—

“69A. The powers and functions conferred on the State Application of Act to estates of Rulers of Indian States.	Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Govern- ment.”
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*The Court of Wards Act, 1879.*

(Bengal Act IX of 1879, as in force in Bihar)

Omit section 34.

Section 34-A.—Omit “section 32 or section 33”.

Section 50.—In the third paragraph, for “bonds, debentures and annuities charged by Act of Parliament” substitute “bonds, debentures and annuities which, before the fifteenth day of August, 1947, were charged by an Act of Parliament of the United Kingdom”.

In the fourth paragraph, for “has been guaranteed” substitute “had, before the fifteenth day of August, 1947, been guaranteed,” and

In the fifth paragraph, for “any Central or Provincial Act” substitute “any Central or Provincial Act or Act of the Legislature of a Part A State or Part C State.”.

After section 69, insert—

“69A. Application of Act to estates of Rulers of Indian States—The powers and functions conferred on the State Government by or under this Act, shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government.”

*The Bengal Vaccination Act, 1880.*

(Bengal Act V of 1880)

Section 1.—In the seventh paragraph “the Governor General” shall stand unmodified.

*The Cess Act, 1880.*

(Bengal Act IX of 1880)

Section 2.—For “the High Court of Judicature at Fort William in Bengal” substitute “the High Court at Calcutta”.

Section 6.—For “the Central Legislature” substitute “Parliament”.

*The Bengal Embankment Act, 1882.*

(Bengal Act II of 1882)

Section 4.—For “the Crown for the purposes of the Province” substitute “the State Government”.

*The Bengal Tramways Act, 1883.*

(Bengal Act III of 1883)

Section 2.—For paragraph 7, substitute—

“The term ‘appropriate Government’ shall mean, in relation to a tramway which is, or will be when completed, a railway as defined in the Constitution, the Central Government; and in relation to any other tramway, the State Government”.

*The Bengal Local Self-Government Act, 1885.*

(Bengal Act III of 1885)

Section 53.—In item (d) of clause sixthly for “British India” substitute “any Part A State or a Part C State”.

Sections 74 and 132.—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*The Bihar and Orissa Local Self-Government Act, 1885.*

(Bengal Act III of 1885, as in force in Bihar)

Section 11.—In proviso (ii) of sub-section (1)—

(i) for “British subject or the subject of any State in India;” substitute “citizen of India;” and

(ii) for “Governor-General in Council” substitute “Central Government”.

Sections 74 and 132.—For “Crown for the purposes of the Province” substitute “the State Government”.

*The Calcutta Survey Act, 1887.*

(Bengal Act I of 1887)

Section 1.—For “Her Majesty’s High Court of Judicature at Fort William in Bengal” substitute “the High Court at Calcutta”.

*The Calcutta Port Act, 1890.*

(Bengal Act III of 1890)

**Section 17.**—In the first proviso after “Act of Parliament” insert “of the United Kingdom”.

**Section 39.**—Omit “His Majesty for the purposes of” and for “the Crown” and “His Majesty” where that expression occurs for the second time substitute “that Government”.

*The Land Records Maintenance Act, 1895.*

(Bengal Act III of 1895)

**Section 11.**—In clause (a) of sub-section (1) for “a Province of India” substitute “a Part A State or a Part C State” and in clause (b) of the sub-section for “a Province of India” substitute “a Part A State or a Part C State” and omit “or British” and “of Her Majesty or”.

*The Bengal General Clauses Act, 1899.*

(Bengal Act I of 1899)

**Section 3.**—In clause (6) the words “Provincial Legislature” shall stand unmodified.

In clause (34) for “a Province” substitute “a Part A State or a Part C State”.

For clause (35) substitute—

“(35) ‘Regulation’ shall mean a Regulation made by the Governor under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution and shall include a Regulation made by the Central Government under the Government of India Act, 1870, or the Government of India Act, 1915, or the Government of India Act, 1935, or by the Governor under the Government of India Act, 1935, or by the President under article 243 of the Constitution:”.

In clause (45a) the word “Provincial” shall stand unmodified; and add at the end “or by the Legislature of the State of West Bengal under the Constitution”.

**Section 5A.**—For sub-section (1) substitute—

“(1) The definitions in section 3 of the Central Clauses Act, 1897 (X of 1897) of the expressions “British India”, “Central Act”, “Central Government”, “Chief Controlling Revenue Authority”, “Chief Revenue Authority”, “Constitution”, “Gazette”, “Government”, “Government securities”, “High Court”, “India”, “Indian Law”, “Indian State”, “merged territories”, “Official Gazette”, “Part A State”, “Part B State”, “Part C State”, “Province”, “Provincial Act”, “Provincial Government”, “State”, “State Act”, and “State Government” shall apply also unless there is anything repugnant in the subject or context to all Bengal and West Bengal Acts.”

Application of certain definitions in section 3 of Act X of 1897 to all Bengal and West Bengal Acts.

**Section 6.**—For sub-section (1) substitute—

“(1) Where any Bengal Act or West Bengal Act is not expressed to come into operation on a particular day,—

(a) in the case of a Bengal Act or a West Bengal Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor-General or His Majesty, as the case may require, is first published in the Official Gazette, and if it is an Act of the Governor of Bengal, on the day on which it is first published as an Act in the Official Gazette;

(b) In the case of a West Bengal Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette.”

**Omit section 14A.**

**Section 24.**—In clause (2) for “Central Government or, as the case may be, the Provincial Government” substitute “Government concerned”.

**For section 31,** substitute—

“31. The provisions of this Act shall apply,—

**Application to Eastern Bengal and Assam Acts and Ordinances and Regulations.** (a) in relation to any Eastern Bengal and Assam Act as in force in West Bengal and any Regulation made by the Governor under section 92 of the Government of India Act, 1935, as they apply in relation to a Bengal Act or West Bengal Act made by the Provincial Legislature, and in relation to any Ordinance promulgated by the Governor of Bengal under section 88 or section 89 of the said Act or by the Governor of West Bengal under section 88 of the said Act, as they apply in relation to a Bengal Act made under the said Act by the Governor; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to a West Bengal Act made by the State Legislature:

**Provided that** clause (b) of sub-section (1) of section 6 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (b) of sub-section (1) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette.”

*The Calcutta and Suburban Police (Superannuation Fund) Act, 1905.*

(Bengal Act VI of 1905)

*Section 3.*—For “His Majesty” substitute “the State Government”.*The Bengal Excise Act, 1909.*

(Bengal Act V of 1909)

*Section 2.*—In sub-clause (a) of clause (4) for “the High Court of Judicature at Fort William in Bengal” substitute “The High Court at Calcutta”.

For clause (7) substitute—

“(7) ‘excisable article’ means—

(a) any alcoholic liquor for human consumption; or

(b) any intoxicating drug.”.

In clause (7a) for “item 40” substitute “entry 51” and for “the Government of India Act, 1935” substitute “the Constitution”.

In clause (12) omit “a Province of”.

After clause (12) insert—

“(12ia) ‘India’ means the territory of India excluding the State of Jammu and Kashmir.”.

*Section 8.*—Omit the proviso to sub-section (3).*Section 9.*—In sub-sections (2) and (3) omit “any Province of”.*Section 27.*—In clause (i) of sub-section (3) omit “British”.*Section 29A.*—In sub-section (1) for “the Central Legislature” substitute “Parliament” and for “Part III of the Government of India Act, 1935” substitute “the Constitution”.

In sub-section (2) after clause (b) insert—

“(c) any duty on medicinal or toilet preparations containing alcohol.”

*Section 86.*—In clause (3) omit “British”.*The Calcutta Improvement Act, 1911.*

(Bengal Act V of 1911)

*Section 72.*—In clause (a) of sub-section (2), omit “Branch of the Imperial or Provincial Civil”.*Section 83.*—In sub-section (7) for “Part III of the Government of India Act, 1935,” substitute “the Constitution”, for “was levied” substitute “was lawfully levied” and for “the Central Legislature” substitute “Parliament”.*Section 84.*—In sub-section (3) for “Part III of the Government of India Act, 1935,” substitute “the Constitution”, for “was levied” substitute “was lawfully levied” and for “the Central Legislature” substitute “Parliament”.



*The Bengal Board of Revenue Act, 1913.*

(Bengal Act II of 1913)

**Section 2.**—For “the Presidency of Fort William in Bengal” substitute “the State of West Bengal”.

*The Bengal Public Demands Recovery Act, 1913.*

(Bengal Act III of 1913)

**Section 35.**—In sub-section (3) for “the High Court at Fort William in Bengal” substitute “the High Court at Calcutta”.

*The Bengal Medical Act, 1914.*

(Bengal Act VI of 1914)

**Section 30.**—For “Central or Provincial Act” substitute “Central, Provincial or State Act”.

*The Bengal Village Self-Government Act, 1919.*

(Bengal Act V of 1919)

**Section 10.**—For “a British subject or a subject of an Acceding State” substitute “a citizen of India” and for “British subjects or subjects of an Acceding State” substitute “citizens of India”.

**Section 23.**—In sub-clause (f) of clause (ii) of sub-section (1) for “His Majesty’s” substitute “the Indian”.

*The Bengal Cruelty to Animals Act, 1920.*

(Bengal Act I of 1920)

**Section 26.**—In the proviso to sub-section (2) omit “British”.

*The Indian Red Cross Society (Bengal Branch) Act, 1920.*

(Bengal Act VIII of 1920)

**Section 7.**—In sub-clauses (1) and (2) of clause (b) for “His Majesty’s Forces” substitute “the Armed Forces of the Union”.

*The Calcutta Municipal Act, 1923.*

(Bengal Act III of 1923)

**Section 3.**—For clause (3A) substitute—

“(3A) ‘Anglo-Indian’ means a person whose father or any of whose other male progenitors in the male line is or was of European descent but who is domiciled within the territory of India and is or was born within such territory of parents habitually resident therein and not established there for temporary purposes only;”

For clause (61A) substitute—

“(61A) ‘Scheduled Castes’ shall have the same meaning as in clause (24) of article 366 of the Constitution, but until a notification is issued under clause (1) of article 341 of the Constitution, shall have the same meaning as in the Government of India (Schedule Castes) Order, 1936;”

**Section 123C.**—In the Explanation to the section for “the High Court at Fort William in Bengal” substitute “the High Court at Calcutta”.

**Section 126.**—In sub-section (2) for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

**Section 295.**—In sub-section (1) for “the property of the Crown kept under the control of any Government, or the property and kept under the control of” substitute “the property of and kept under the control of the Government”.

**Section 378.**—For “the Federal Railway Authority and the Provincial Government” substitute “the Central Government”.

**Schedule VII.**—In items 18, 19, 20, 21, 27 and 30 for “Eastern Bengal Railway” substitute “East Indian Railway”.

*The Bengal Criminal Law Amendment Act, 1925.*

**Section 2.**—In sub-section (2) for “the Government of India Act, 1935,” substitute “the Constitution”.

**Section 4.**—In sub-section (3) for “section 220 of the Government of India Act, 1935,” substitute “clause (2) of article 217 of the Constitution”.

*The Bengal State Aid to Industries Act, 1931.*

(Bengal Act III of 1931)

**Section 19.**—In clause (f) of sub-section (1) for “His Majesty for the purposes of the Province” substitute “the State Government”.

*The Bengal Municipal Act, 1932.*

(Bengal Act XV of 1932)

**Section 23.**—In clause (ii) of sub-section (2) for “British subject or the subject of an Acceding State” substitute “citizen of India”.

**Sections 120 and 554.**—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*The Bengal Nurses Act, 1934.*

(Bengal Act X of 1934)

**Section 19.**—For “any part of His Majesty’s dominions outside Bengal” substitute “any part of India outside West Bengal or any part of His Majesty’s dominions”.

*The Bengal Waterways Act, 1934.*

(Bengal Act XII of 1934)

**Section 154.**—In clause (c) of sub-section (2) for “the Crown for the purposes of the Province” substitute “the State Government”.

*The Albert Victor Leper Hospital Act, 1935.*

(Bengal Act IX of 1935)

**Sections 15 and 16.**—For “the Crown for the purposes of the Province” substitute “the State Government”.

**Schedule.**—For “Eastern Bengal Railway” substitute “East Indian Railway”.

*The Bengal Agricultural Debtors Act, 1936.*

(Bengal Act VII of 1936)

Section 2.—In sub-clause (iv) (c) of clause (8) for “any Act of the Provincial Legislature” substitute “any Provincial Act or Act of the State Legislature”.

*The Presidency-Towns Insolvency (Bengal Amendment) Act, 1936.*

(Bengal Act XVIII of 1936)

Section 3.—In the new sub-section (3) of section 77 for “at Fort William” substitute “at Calcutta”.

*The Bengal Famine Insurance Fund Act, 1938.*

(Bengal Act III of 1938)

Section 7.—In sub-section (1) after “West Bengal Legislative Assembly” insert “and before the West Bengal Legislative Council when that Council is constituted”.

*The Bengal Money-Lenders Act, 1940.*

(Bengal Act X of 1940)

Section 2.—In clause (6) for “Act of the Provincial Legislature” substitute “Provincial Act or Act of the State Legislature”.

Sections 6 and 43.—Omit “in India”.

*The Bengal Shops and Establishments Act, 1940.*

(Bengal Act XVI of 1940)

Section 5.—In clause (a) of sub-section (1) for “any Federal Railway” substitute “any railway administration”.

*The Bengal Co-operative Societies Act, 1940.*

(Bengal Act XXI of 1940)

Section 51.—For “Crown in India” substitute “Government” and in the proviso for “Federal Railways (within the meaning of the Government of India Act, 1935),” substitute “railways within the meaning of the Constitution”.

Section 53.—In clause (a) of sub-section (2) for “item 57 or item 59 in List I in the Seventh Schedule to the Government of India Act, 1935” substitute “entry 91 or entry 96 in List I in the Seventh Schedule to the Constitution”.

*The Bengal Motor Spirit Sales Taxation Act, 1941.*

(Bengal Act V of 1941)

After section 21, insert new section 22—

“22. (1) Nothing in this Act shall be construed to impose or authorise the imposition of a tax on the sale or purchase of motor spirit—

- (a) where the sale or purchase takes place outside the State of West Bengal;
- (b) where the sale or purchase takes place in the course of the import of such motor spirit into, or export of such motor spirit out of the territory of India; or

- (c) after the 31st day of March, 1951, where the sale or purchase takes place in the course of inter-state trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *Explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of clause (a) of sub-section (1)".

*The Bengal Finance (Sales Tax) Act, 1941.*

(Bengal Act VI of 1941)

*After section 26 insert new section 27—*

"27 (1) Notwithstanding anything contained in this Act,—

- (a) a tax on sale or purchase of goods shall not be imposed under this Act—

(i) where such sale or purchase takes place outside the State of West Bengal;

(ii) where such sale or purchase takes place in the course of import of the goods into, or export of the goods out of, the territory of India;

- (b) a tax on the sale or purchase of any goods shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *Explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1)".

*The Bengal Raw Jute Taxation Act, 1941.*

(Bengal Act XI of 1941)

*Preamble.*—For "Province" substitute "State".

*After section 22, insert new section 23—*

"23. (1) Notwithstanding anything contained in this Act,—

- (a) a tax on the sale or purchase of raw jute shall not be imposed under this Act—

(i) where such sale or purchase takes outside the State of West Bengal; or

(ii) where such sale or purchase takes in the course of import of the goods into, or export of the goods out of, the territory of India;

- (b) a tax on the sale or purchase of raw jute shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *Explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1)".

*The Bengal Vagrancy Act, 1943.*

(Bengal Act VII of 1943)

*Section 2.*—Omit clause (5) and in clause (9) omit “not being of European extraction”.

*The Bengal Agricultural Income-tax Act, 1944.*

(Bengal Act IV of 1944)

*Section 2.*—In sub-clause (a) of clause (1) omit “of India”.

In clause (6) after “Act of Parliament” insert “of the United Kingdom” and omit “a Province of”

In clause (9) for “a company and the Ruler of an Indian State” substitute “and a company”.

Omit clause (15).

*Section 8.*—In sub-section (3), for “His Majesty in Council” substitute “the Supreme Court”.

*Sections 63 and 64.*—For “His Majesty in Council” substitute “the Supreme Court”; for “Judicial Committee of the Privy Council” substitute “Supreme Court”.

*The Bengal Special Tribunals (Continuance) Act, 1946.*

(Bengal Act XII of 1946)

*Section 3.*—In sub-section (1) for “an Act of the Provincial Legislature” substitute “a Provincial Act or a State Act”.

*The West Bengal Criminal Law Amendment Act, 1947.*

(West Bengal Act VII of 1947)

*Section 3.*—In clause (a) of sub-section (1) for “sub-section (3) of section 220 of the Government of India Act, 1935,” substitute “clause (2) of article 217 of the Constitution”.

*The West Bengal Electricity (Emergency Powers) Act, 1948.*

(West Bengal Act XVII of 1948)

*Long title and Preamble.*—For “Province” substitute “State”.

*The Calcutta Sheriff's Act, 1948.*

(West Bengal Act XXX of 1948)

*Section 6.*—For “the Crown in India” substitute “the Government”.

*The West Bengal Land-revenue, Rent and Cess (Apportionment) Act, 1948.*

(West Bengal Act XXXI of 1948)

*Section 2.*—In clause (2) omit “the Dominion of” and the expression “the Province of East Bengal” shall stand unmodified.

*The West Bengal National Volunteer Force Act, 1949.*

(West Bengal Act I of 1949)

*Preamble.*—Omit “the Dominion of” and “or subjects of an Acceding State” and for “Provincial Government” substitute “State Government”.

*Section 2.*—In clause (a) for “the Provincial Advisory Committee” substitute “the West Bengal National Volunteer Force Advisory Committee”.

*Section 8.*—In sub-section (1) omit “the Dominion of” and “or any subject of an Acceding State”.

*Section 15.*—In sub-section (1) for “Provincial Advisory Committee” substitute “West Bengal National Volunteer Force Advisory Committee”.

*The Mahajati Sadan Act, 1949.*

(West Bengal Act XVI of 1949)

*The Second Schedule.*—In sub-clause (c) of clause (3) the word “Provincial” wherever it occurs shall stand unmodified.

*The West Bengal Criminal Law Amendment (Special Courts) Act, 1949.*

(West Bengal Act XXI of 1949)

*Section 3.*—In clause (b) for “sub-section (3) of section 220 of the Government of India Act, 1935” substitute “clause (2) of article 217 of the Constitution”.

#### TWELFTH SCHEDULE

*Bengal Regulation made under the Government of India Act, 1935.*

*The Indian Post Office Act (Bengal Partially Excluded Areas Amendment) Regulation, 1942.*

(Bengal Regulation VII of 1942)

*Section 2.*—Omit “and to the partially excluded areas of the district of Mymensingh”.

*Section 3.*—In the new sub-section (2) of section 7 of the Indian Post Office Act omit “British” and “and the partially excluded areas of the district of Mymensingh”.

#### THIRTEENTH SCHEDULE

##### UTTAR PRADESH ACTS.

*The United Provinces Village Sanitation Act, 1892.*

(U. P. Act II of 1892)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The United Provinces Village Courts Act, 1892.*

(U. P. Act III of 1892)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The United Provinces Honorary Munsifs’ Act, 1896.*

(U. P. Act II of 1896)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*An Act to provide for the collection in certain cases of Municipal and other taxes by Railway Administrations, 1899.*

(U. P. Act II of 1899)

*Section 1.*—For sub-section (1) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

**Section 3.**—In the second paragraph of the section for “the railway administration of a Federal railway or of an Indian State railway” substitute “a railway administration” and omit “or the railway administration of a minor railway”.

*The United Provinces Land Revenue Act, 1901.*

(U. P. Act III of 1901)

**Sections 56, 75, 78, 80 and 101.**—The expression “Agra Province” shall stand unmodified.

**Section 222.**—The expression “Agra Province” shall stand unmodified, and omit “the said Provinces”.

*The Bundelkhand Encumbered Estates Act, 1903.*

(U. P. Act I of 1903)

**Section 27.**—In clause (a) for “His Majesty for the purposes of the Province” substitute “the State Government”.

**Section 28.**—In clause (e) for “His Majesty” substitute “the State Government”.

*The United Provinces General Clauses Act, 1904.*

(U. P. Act I of 1904)

**Section 4.**—In clause (4) the words “North-Western Provinces” shall stand unmodified.

*Omit clause (22).*

In clause (35) for “British India” substitute “a Part A State or a Part C State”.

Clause (45) shall stand unmodified.

In clause (46) “Provincial Legislature” shall stand unmodified and add at the end “or made by the Legislature of the State under the Constitution”.

**Section 5.**—For sub-section (1), substitute—

“(1) Where any Uttar Pradesh Act is not expressed to come into force on a particular day, then,—

(a) in the case of an Uttar Pradesh Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor-General or His Majesty, as the case may require, is first published in the Official Gazette, and, if it is an Act of the Governor, on the day on which it is first published as an Act in the Official Gazette;

(b) in the case of an Uttar Pradesh Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette.”

**Section 23.**—In clause (2) for “the Central Government or, as the case may be, the Provincial Government” substitute “the Government concerned”.

*Section 28.*—In sub-section (2), the expression “United Provinces”, where it occurs for the second time, shall stand unmodified.

*Section 29.*—For “Acts or Regulations of the Governor-General” substitute “Central Acts or Regulations made by the Central Government”, and the expressions “North-Western Provinces” and “Province of Oudh” shall stand unmodified.

*For section 30 substitute—*

“Application  
of Act to Or-  
dinances and  
Regulations.

30. The provisions of this Act shall apply—

- (a) in relation to any Ordinance promulgated by the Governor under section 28 of the Government of India Act, 1935, as they apply in relation to Uttar Pradesh Acts made under the said Act by the Governor, and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Uttar Pradesh Acts made by the Provincial Legislature; and
- (b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution as they apply in relation to Uttar Pradesh Acts made by the State Legislature:

Provided that clause (b) of sub-section (1) of section 5 of this Act shall apply to an Ordinance referred to in clause (b) as if for the reference in the said clause (b) of sub-section (1) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette.”

*The Banares Family Domain Act, 1904.*

(U. P. Act III of 1904)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The United Provinces Excise Act, 1910.*

(U. P. Act IV of 1910)

*Section 3.*—In clause (3a) for “item 40” substitute “entry 51” and for “the Government of India Act, 1935,” substitute “the Constitution”.

In clause (17) omit “British”.

For clause (22a) substitute—

“Excisable (22a) ‘excisable article’ means—

Article

- (a) any alcoholic liquor for human consumption; or
- (b) any intoxicating drug.”.

*Section 12.*—In sub-sections (2) and (3) omit “British”.

*Section 28.*—Omit “British”.

*Section 30A.*—In sub-section (1) for “the Central Legislature” substitute “Parliament” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.



In clause (a) of sub-section (2) after "intoxicants" insert "or medicinal or toilet preparations containing alcohol".

Section 41.—In clause (1) omit "British".

Section 62.—Omit "British".

*The Paigana of Kashwar Raja Act, 1911.*

(U. P. Act I of 1911)

Section 3.—Omit "British".

*The United Provinces Court of Wards Act, 1912.*

(U. P. Act IV of 1912)

Section 1.—For sub-section (2) substitute—

"(2) It shall extend to the whole of Uttar Pradesh".

Section 36.—Under the heading "Class III" after "debentures and annuities" insert "which, before the fifteenth day of August, 1947, were", for "Imperial Parliament" substitute "Parliament of the United Kingdom", for "or the revenues of the Federation or of any Province" substitute "or of any Province"; and for "any Act of a Legislature established in British India" substitute "any Central Act or Provincial Act or Act of the Legislature of a Part A State or a Part C State".

After section 65 insert—

"Application of Act to estates of Rulers of Indian States.

66. The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government."

*The United Provinces Local Rates Act, 1914.*

(U. P. Act I of 1914)

Section 1.—For sub-section (2) substitute—

"(2) It shall extend to the whole of Uttar Pradesh".

*The United Provinces Town Areas Act, 1914.*

(U. P. Act II of 1914)

Section 1.—In sub-section (3) for "the United Provinces of Agra and Oudh" substitute "Uttar Pradesh".

Section 7.—In clause (b) of sub-section (1) for "a British subject" substitute "a citizen of India".

*The United Provinces Municipalities Act, 1916.*

(U. P. Act II of 1916)

Section 1.—For sub-section (2) substitute—

"(2) It shall extend to the whole of Uttar Pradesh".

Section 17.—In clause (b) of sub-section (3) for "a national of the Indian Dominion" substitute "a citizen of India".

Section 31.—In clause (c) for "His Majesty for the purposes of the Province" substitute "the State Government".

Section 104.—In clause (b) of sub-section (1) for "President" where that words occurs for the first time substitute "Chairman" and omit "of Agra and Oudh".

*Sections 121, 122 and 123.*—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*Section 128.*—In clause (xiv) of sub-section (1) for “the Government of India Act, 1935,” substitute “the Constitution”.

In sub-section (3) for “the Government of India Act, 1935,” substitute “the Constitution” and in the proviso to that sub-section for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

*The United Provinces Medical Act, 1917.*

(U. P. Act XII of 1917)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*Section 18.*—In sub-section (3) for “British India” substitute “India”.

*Section 20.*—Omit “Lahore”.

*Omit section 37.*

*The United Provinces Town Improvement Act, 1919.*

(U. P. Act VIII of 1919)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*Section 59.*—In clause (a) of sub-section (2) for “Imperial” substitute “Indian” and in sub-clause (b) of the sub-section omit “or the Court of the Judicial Commissioner of Oudh (or the Chief Court of Oudh)”

*The United Provinces Minor Irrigation Works Act, 1920.*

(U. P. Act I of 1920)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh.”

*The United Provinces Private Irrigation Works Act, 1920.*

(U. P. Act II of 1920)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The Lucknow University Act, 1920.*

(U. P. Act V of 1920)

*Section 46.*—Omit “British”.

*Omit section 51.*

*Schedule.*—In clause (iv) of paragraph 2 and in clause (i) under the heading “Class I” of paragraph 3 for “the Chief Judge of the Chief Court of Oudh” substitute “the Chief Justice of the High Court at Allahabad”.

*The United Provinces Village Panchayats Act, 1920.*

(U. P. Act VI of 1920)

*Section 1.*—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The United Provinces Estates Act, 1920.*

(U. P. Act VII of 1920)

Section 1.—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The Intermediate Education Act, 1921.*

(U. P. Act II of 1921)

Section 1.—For sub-section (2) substitute—

“(2) It shall extend to the whole of Uttar Pradesh”.

*The Allahabad University Act, 1921.*

(U.P. Act III of 1921)

Section 49.—For “British India” substitute “a Part A State or a Part C State”.

*The United Provinces District Boards Act, 1922.*

(U.P. Act X of 1922)

Section 56.—In clause (b) of sub-section (2) “the United Provinces” shall stand unmodified.

Section 92.—In the proviso to clause (f) for “any Federal Railway as defined in the Government of India Act, 1935,” substitute “any railway as defined in clause (20) of article 366 of the Constitution” and for “the Federal Railway authority” substitute “the Central Government”.

Section 171.—In clause (c) for “His Majesty for the purposes of the Province” substitute “the State Government”.

*The Agra Tenancy Act, 1926.*

(U.P. Act III of 1926)

Throughout the Act the expression “Province of Agra” shall stand unmodified.

*The Agra University Act, 1926.*

(U.P. Act VIII of 1926)

Section 2.—In clause (g) for “(b) the Education Department of Gwalior or an Indian State in Rajputana or Central India, or (c) the Ajmer administration, or (d) the Central India Agency” substitute—

“(b) the Education Department of Madhya Bharat or Rajasthan or Vindhya Pradesh or Ajmer or Bhopal”.

Section 4.—In clause (5) for “Rajputana, Central India and Gwalior” substitute “Rajasthan, Madhya Bharat, Vindhya Pradesh and Bhopal”.

Section 17.—In clause (iii) and (iv) of class II of sub-section (2) for “Rajputana” substitute “Rajasthan” and for “Central India and Gwalior” substitute “Madhya Bharat, Vindhya Pradesh and Bhopal”.

*The Agra Province Zamindars' Association Contribution Act, 1927.*

(U.P. Act II of 1927)

Section 3.—In clause (ii) for the words beginning with “the heirs, successors and assigns” and ending with “the United Provinces Legislative Assembly” substitute “the heirs, successors and assigns of such members provided that such heirs, successors or assigns are qualified to be electors to any of the constituencies of Uttar Pradesh Legislative Assembly and who pay Rs. 5,000 or more per annum as land revenue”.

Section 4.—For the words beginning with “assessment in virtue of which” and ending with “the United Provinces Legislative Assembly” substitute “in respect of land in Uttar Pradesh”.

*The Naik Gurls' Protection Act, 1929.*

(U.P. Act II of 1929)

Section 7.—For “Chambers” substitute “Houses”.

*The United Provinces Suppression of Immoral Traffic Act, 1933.*

(U.P. Act VIII of 1933)

Section 1.—In clause (b) omit “of Agra and Oudh”.

*The United Provinces Opium Smoking Act, 1934.*

( U.P. Act III of 1934)

Section 29.—Omit “British”.

*The United Provinces Nurses, Midwives, Assistant Midwives and Health Visitors Registration Act, 1934.*

(U.P. Act XV of 1934)

Section 1.—In sub-section (2) omit “of Agra and Oudh”.

Section 24.—In sub-section (1) for “His Majesty's Dominions outside the United Provinces” substitute “India outside Uttar Pradesh or in any part of His Majesty's Dominions”.

In sub-section (2), after the words “any part of” insert “India or”.

*The United Provinces Encumbered Estates Act, 1934.*

(U.P. Act XXV of 1934)

Section 1.—In sub-section (2) omit “Agra and Oudh”.

Section 9.—After “in English” insert “and in Hindi in Devanagri script”.

Section 45.—Omit the words “or the Chief Court of Oudh, as the case may be” wherever they occur.

Section 54.—For “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

*The United Provinces Agriculturists' Relief Act, 1934.*

(U P. Act XXVII of 1934)

Section 1.—In sub-section (2) omit “of Agra and Oudh”.

In sub-section (3) for “Chambers” substitute “Houses”.

Section 7.—In clause (b) omit “of Agra and Oudh”.

Section 41.—For “Chambers” substitute “Houses”.

*The United Provinces National Parks Act, 1935.*

(U. P. Act I of 1935)

Sections 4 and 5.—For “Chambers” substitute “Houses”.

*The United Provinces Motor Vehicles Taxation Act, 1935.*

(U.P. Act V of 1935)

Section 21.—For “Chambers” substitute “Houses”.

*The United Provinces Cotton Pest Control Act, 1936.*

(U.P. Act XI of 1936)

Section 1.—In sub-section (2) omit “of Agra and Oudh”.

Section 13.—In sub-section (4) for “Chambers” substitute “Houses”.

*The United Provinces State Tube-wells Act, 1936.*

(U.P. Act XII of 1936)

Section 1.—In sub-section (2) omit “of Agra and Oudh”.

*The United Provinces Muslim Waqfs Act, 1936.*

(U.P. Act XIII of 1936)

Section 1.—In sub-section (3) omit “of Agra and Oudh”.

Sections 7, 8 and 12.—For “local Legislature” substitute “the Legislature of the State”.

Section 26.—In clause (a) of sub-section (1) for “the Local and Central Legislature” substitute “Parliament and the State Legislature”.

Section 47.—In sub-section (2) omit “or the Chief Court, as the case may be”.

Section 70.—Omit “of Agra and Oudh”.

*The United Provinces Sugar Factories Control Act, 1938.*

(U.P. Act I of 1938)

Section 6B.—In sub-section (2) omit “in India”.

Section 20.—In sub-section (4) for “Chambers” substitute “Houses”.

*The United Provinces Maternity Benefit Act, 1938.*

(U.P. Act IV of 1938)

Section 17.—For “the local vernacular” substitute “Hindi”.

*The United Provinces Borstal Act, 1938.*

(U.P. Act VII of 1938)

For section 27—substitute—

“27. Officers in charge of Borstal institutions may give effect to any order for the detention of any person passed or issued—

(a) by any Court or Tribunal in a Part A State or Part C State; or

(b) by any Court or Tribunal outside India acting under the authority of the Central Government; or

(c) by any Court or Tribunal in a Part B State, if the reception and detention in Uttar Pradesh of the persons ordered to be detained by such Court or Tribunal is authorised by general or special order of the State Government”.

Section 30.—In sub-section (4), for “any other Province or within an Indian State” substitute “any other State”, and for “the Government of such other Province or with that State or the ruler thereof, as the case may be,” substitute “the Government of such other State”.

Section 32.—In clause (4) omit “British”.

*The United Provinces Indian Medicine Act, 1939.*

(U.P. Act X of 1939)

Section 14.—For “Chambers” substitute “Houses”.

*Section 31.*—In clause (a) of sub-section (1), omit “in British India”.

*Section 39.*—For “Acts of the Central Legislature” substitute “Central Acts” and for “the Government of India Act, 1935” substitute “the Constitution”.

*The United Provinces Tenancy Act, 1939.*  
(U.P. Act XVII of 1939)

*Sections 30 and 126.*—For “Chambers” substitute “Houses”.

*Section 243.*—In sub-section (2) omit “in the case of Agra” and “and in the case of Oudh as referring to the rules contained in the First Schedule to that Code as altered or added to by the Chief Court of Oudh under section 122 of that Code”.

*Section 265.*—In the proviso to clause (d) of sub-section (1) and in the proviso to sub-section (3) omit “or to the Chief Court, as the case may be,”.

*Sections 268, 276, 284, 289 and 290.*—omit “or the Chief Court, as the case may be,”.

*The Second Schedule.*—In List II in the entry in the third column against serial No. 1 omit “of the Chief Court”.

*The Fourth Schedule.*—In the third column against serial No. 3 in Group G—Appeals—omit “or the Chief Court”.

*The United Provinces Power Alcohol Act, 1940.*  
(U.P. Act VIII of 1940)

*Section 1.*—In sub-section (4) for the “His Majesty’s” substitute “the Indian”.

*Section 10.*—In sub-section (1) for “His Majesty’s” substitute “the Indian”.

*The United Provinces Debt Redemption Act, 1940.*  
(U.P. Act XIII of 1940)

*Section 2.*—In sub-section (4) after the words “for the time being in force” insert “in India or”; omit “or in British India or in any Indian State”; after “Act of Parliament” insert “of the United Kingdom” and for “Act of the Central Legislature” substitute “Central Act”.

*The Co-operative Societies (United Provinces Amendment) Act, 1944.*  
(U.P. Act I of 1944)

*Section 2.*—In sub-section (4) of the new section 28A for “in Federal railways or other” substitute “under railway administrations or ”.

*The United Provinces Provincialisation of Hospitals Act, 1947.*  
(U.P. Act VIII of 1947)

*Preamble.*—For “His Majesty” substitute “Government” and for “Provincial Government” substitute “State Government”.

*Section 3.*—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*Section 4.*—In sub-section (1) for “His Majesty under section 3” substitute “the State Government under section 3” and for “His Majesty for those purposes” substitute “the State Government”.

Section 5.—For “His Majesty” substitute “the State Government”.

*The United Provinces Veterinary Council Act, 1947.*

(U.P. Act XX of 1947)

Section 18.—Omit “British”.

*The United Provinces Panchayat Raj Act, 1947.*

(U.P. Act XXVI of 1947)

Section 80.—To the section add—

“Provided that a person who is arrested shall have the right to consult and be defended by a legal practitioner of his choice.”

*The United Provinces Sales Tax Act, 1948.*

(U.P. Act XXV of 1948)

Section 2.—In clause (c) for “the Indian Union (hereinafter called “the Dominion Government”)” substitute “the Central Government”.

Section 3.—In clause (4) of the proviso for “the Dominion Government” substitute “the Central Government”, for “railway company operating a Federal Railway as defined in the Government of India Act, 1935” substitute “railway as defined in clause (20) of article 366 of the Constitution” and for “of a Federal Railway” substitute “of such railway”.

Section 10.—In sub-section (1) for “sub-section (3) of section 220 of the Government of India Act, 1935,” substitute “clause (2) of article 217 of the Constitution”.

Section 25.—For “the Dominion Government” substitute “the Central Government”, for “a Federal Railway as defined in the Government of India Act, 1935” substitute “a railway as defined in clause (20) of article 366 of the Constitution” and for “of a Federal Railway” substitute “of such railway”.

After section 26 insert—

“27. (1) Notwithstanding anything contained in this Act,—

(a) a tax on the sale or purchase of goods shall not be imposed under this Act—

(i) where such sale or purchase takes place outside the State of Uttar Pradesh; or

(ii) where such sale or purchase takes place in the course of import of the goods into, or export of the goods out of, the territories of India;

(b) a tax on the sale or purchase of any goods shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *Explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1)”.

*The United Provinces Provincial Armed Constabulary Act, 1948.*

(U.P. Act XL of 1948)

Throughout the Act the expression “Provincial Armed Constabulary” shall stand unmodified.

Section 2.—Omit clause (5).

Section 6.—In clause (d) for “the Dominion” substitute “the Union”.

*The United Provinces Private Forests Act, 1948.*  
(U.P. Act VI of 1949)

Section 57.—For “the Crown for the purposes of the Province” substitute “the State Government”.

#### FOURTEENTH SCHEDULE

##### PUNJAB ACTS

*The Punjab General Clauses Act, 1898.*

(Punjab Act I of 1898)

Throughout the Act, except as otherwise expressly provided, for “Punjab Act or East Punjab Act” substitute “Punjab Act”.

Preamble.—For “Acts made by the Lieutenant-Governor of the Punjab in Council” substitute “Punjab Acts”.

Section 2.—In the opening clause omit “and East Punjab Acts”.

In clause (10) omit “or in any East Punjab Act,”.

Omit clauses (16a) and (25).

For clause (41) substitute—

(41) ‘Political Agent’ shall mean,—

(a) in relation to any territory outside India, the principal  
Political Agent. officer, by whatever name called, representing the  
Central Government in such territory; and

(b) in relation to any territory in a Part B State, any officer  
appointed by the Central Government to exercise all  
or any of the powers of the Political Agent under the  
Act or Regulation in which the expression occurs:”.

Omit clauses (42) and (43).

In clause (46) the words “Provincial Legislature”, where they occur for the first time shall stand unmodified, and for “under the Government of India Act, 1935” substitute “or by the Provincial Legislature or the Governor of East Punjab under the Government of India Act, 1935, or by the Legislature of Punjab under the Constitution”.

In clause (47) for “a Province of India” substitute “a Part A State or a Part C State”.

For section 3 substitute—

3. Where any Punjab Act is not expressed to come into operation on a particular day, then,—

(a) in the case of a Punjab Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor General, or His Majesty, as the case may require, is first published in the Official Gazette and, if it is an Act of the Governor, on the day on which it is first published as an Act in the Official Gazette; and

Coming into  
operation of  
enactments



- (b) in the case of a Punjab Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette;

and in every such Act the date of the first publication thereof shall be printed either above or below the title of the Act and shall form part of every such Act."

*Section 4A.*—Omit "or East Punjab Act".

*Section 11.*—Omit "and East Punjab Acts".

*Section 21.*—In clause (2) for "Central Government or, as the case may be, the Provincial Government" substitute "Government concerned".

*For section 27 substitute—*

27. (1) The provisions of this Act shall apply,—

- (a) in relation to any Ordinance promulgated by the Governor of the Punjab under section 88 or section 89 of the Government of India Act, 1935, or by the Governor of East Punjab under section 88 of the said Act, as they apply in relation to Punjab Acts made under the said Act by the Governor, and, in relation to any Regulation made by the Governor of Punjab under section 92 of the said Act, as they apply in relation to Punjab Acts made by the Provincial Legislature; and
- (b) in relation to any Ordinance promulgated by the Governor of Punjab under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to Punjab Acts made by the State Legislature.

Application  
of Act to  
Ordinances  
and Regula-  
tions.

- (2) The provisions of section 4 and section 4A of this Act shall apply on the expiry, withdrawal or repeal of any Ordinance promulgated by the Governor of the Punjab under section 88 or section 89 of the Government of India Act, 1935, or by the Governor of East Punjab under section 88 of the said Act, or by the Governor of Punjab under Article 213 of the Constitution, as if such Ordinance had been an enactment repealed by a Punjab Act."

*The Punjab Land Preservation (Chos) Act, 1900.*

(Punjab Act II of 1900)

*Long title.*—For "East Punjab" substitute "Punjab".

*Section 8.*—In sub-section (2) for "His Majesty for the purposes of the Province" substitute "the State Government" and in sub-section (4) for "His Majesty" substitute "the State Government".

*Section 10.*—In clause (c) of sub-section (2) for "His Majesty" substitute "the State Government".

*The Punjab Court of Wards Act, 1903.*

(Punjab Act II of 1903)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Section 6A.*—In sub-section (1) for “Court of Wards for the Punjab” substitute “Court of Wards for the undivided Punjab”.*After section 54 insert—*

55. The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government.”

“Application of Act to estates of Rulers of Indian States,”

*The Punjab Minor Canals Act, 1905.*

(Punjab Act III of 1905)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Section 2.*—In clause (a) of the proviso to sub-section (2) for “His Majesty for the purposes of the Province” substitute “the State Government”.*Section 48.*—In clause (b) of sub-section (2) for “Crown for the purposes of the Province” substitute “State Government”.*The Punjab Municipal Act, 1911.*

(Punjab Act III of 1911)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Sections 8 and 10.*—For “His Majesty for the purposes of the Province” substitute “the State Government”.*Section 22.*—In the proviso for “Secretary, Transferred Departments” substitute “appropriate Secretary to Government”.*Section 61.*—In sub-section (2) for “Government of India Act, 1935” substitute “Constitution”; in sub-section (3) for “Government of India Act, 1935” substitute “Constitution” and in the proviso to that sub-section for “Part III of the said Act” substitute “Constitution” and for “the Central Legislature” substitute “Parliament”.*Section 174-A.*—For “Crown for the purposes of the Province” substitute “State Government”.*Section 198.*—For “, Dalhousie and Murree” substitute “and Dalhousie”.*Section 238.*—In clause (c) of sub-section (2) for “His Majesty for the purposes of the Province” substitute “the State Government”.*The Colonization of Government Lands (Punjab) Act, 1912.*

(Punjab Act V of 1912)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Section 4.*—For “Crown for the purposes of the Province” substitute “State Government”.

*The Punjab Pre-emption Act, 1913.*

(Punjab Act I of 1913)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Redemption of Mortgages (Punjab) Act, 1913.*

(Punjab Act II of 1913)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Forest (Sale of Timber) Act, 1913.*

(Punjab Act III of 1913)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Excise Act, 1914.*

(Punjab Act I of 1914)

*Preamble.*—For “East Punjab” substitute “Punjab”.*Section 3.*—For clause (6) substitute—

(6) ‘excisable article’ means—

*“excisable article.”* (a) any alcoholic liquor for human consumption; or  
(b) any intoxicating drug;”.

In clause (6-b) for “Item 40” substitute “entry 51” and for “Government of India Act, 1935” substitute “Constitution”.

In clause (12) Omit “the Province of”.

*Section 31.*—In clause (i) of the proviso omit “the Province of”.*Section 33-A.*—In sub-section (1) for “the Central Legislature” substitute “Parliament”, omit “to which this section applies” and for “Government of India Act, 1935” substitute “Constitution”.*The Punjab Fisheries Act, 1914.*

(Punjab Act II of 1914)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Military Transport Act, 1916.*

(Punjab Act I of 1916)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Medical Registration Act, 1916.*

(Punjab Act II of 1916)

*Preamble.*—For “East Punjab” substitute “Punjab”.*Omit section 25.**The Schedule.*—In item (1) for “the Punjab or the East Punjab” substitute “the Punjab or the Punjab in Pakistan”.*The Registration of Habitual Offenders (Punjab) Act, 1918.*

(Punjab Act V of 1918)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.

*The Punjab Courts Act, 1918.*

(Punjab Act VI of 1918)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Section 51.*—For “and thereafter, as referring to the High Court of East Punjab” substitute “from that date and before the commencement of the Constitution, as referring to the High Court of East Punjab and after the commencement of the Constitution, as referring to the High Court of Punjab”.*The Punjab Village and Small Towns Patrol Act, 1918.*

(Punjab Act VIII of 1918)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Primary Education Act, 1919.*

(Punjab Act VII of 1919)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Limitation (Customs) Act, 1920.*

(Punjab Act I of 1920)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Punjab Small Towns Act, 1921.*

(Punjab Act II of 1922)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*Section 22-A.*—For “Government of India Act, 1935” substitute “Constitution” and in the proviso for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.*The Punjab Town Improvement Act, 1922.*

(Punjab Act IV of 1922)

*Preamble.*—For “East Punjab” substitute “Punjab”.*Section 10.*—In clause (i) for “servant of the Crown” substitute “Government Officer”.*Section 60.*—In sub-section (2) for “East Punjab” substitute “Punjab”.*The Punjab Motor-Vehicles Taxation Act, 1924.*

(Punjab Act IV of 1924)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.*The Sikh Gurdwaras Act, 1925.*

(Punjab Act VIII of 1925)

*Section 43.*—In clause (iv) of sub-section (1) for “Darbars of the Indian States specified in sub-section (2)” substitute “Rajpramukh of the Patiala and East Punjab States Union”.

Omit sub-section (2).

In sub-section (3) for "Darbar of any Indian State" substitute "Rajpramukh of the Patiala and East Punjab States Union".

Sections 49 and 91.—In the opening portion omit "either" and omit clause (i).

Section 127-A.—For "the West Punjab" substitute "the territory in Pakistan known as Punjab".

*The Punjab Primary Education (Enforcement) Act, 1926.*

(Punjab Act II of 1926)

Preamble.—For "East Punjab" substitute "Punjab".

*The Punjab Aerial Ropeways Act, 1926.*

(Punjab Act V of 1926)

Long title and Preamble.—For "East Punjab" substitute "Punjab".

Section 6.—In clause (ix) of sub-section (4) for "Government of India Act, 1935," substitute "Constitution".

*The Good Conduct Prisoners' Probational Release Act, 1926.*

(Punjab Act X of 1926)

Long title.—For "Provincial Government" substitute "State Government".

Sections 2 and 7.—For "servant of the Crown" substitute "Government officer".

*The Punjab Borstal Act, 1926.*

(Punjab Act XI of 1926)

Long title and Preamble.—For "East Punjab" substitute "Punjab".

Section 15.—For "servant of the Crown" substitute "Government officer".

For section 28, substitute—

"28. Officers-in-charge for Borstal Institutions may give effect to any order for the detention of any person passed or issued—

(a) by any Court or Tribunal in a Part A State or a Part C State; or

(b) by any Court or Tribunal outside India acting under the authority of the Central Government; or

(c) by any Court or Tribunal in a Part B State if the reception and detention in the Punjab of the persons ordered to be detained by such Court or Tribunal is authorised by the State Government by a general or special order; or

(d) before the 26th January, 1950, by any Court or Tribunal in any acceding State if—

(i) the presiding Judge or, if the Court or Tribunal consisted of two or more Judges, at least one of the Judges, was an officer of the Government authorised

to sit as such Judge by the State or the Ruler thereof or by the Central Government; and

- (ii) the reception or detention in the Province of persons detained by any such Court or Tribunal had been authorised by general or special order by the Provincial Government."

*Section 31.*—In sub-section (4), for "any other Province or within any Indian State" substitute "any other State", and for "the Government of such other Province or with that State or the Ruler thereof, as the case may be," substitute "the Government of such other State".

*The Punjab District Boards (Tax-validating) Act, 1927.*

(Punjab Act III of 1927)

*Long title and Preamble.*—For "East Punjab" substitute "Punjab".

*Schedule.*—Omit the entries from Sialkot to Dera Ghazi Khan, both inclusive.

*The Punjab Pure Food Act, 1929.*

(Punjab Act VIII of 1929)

*Long title and Preamble.*—For "East Punjab" substitute "Punjab".

*The Punjab Regulation of Accounts Act, 1930.*

(Punjab Act I of 1930)

*Preamble.*—For "East Punjab" substitute "Punjab".

*Section 2.*—In clause (1) for "British India" substitute "any Part A State or Part C State", after "Act of Parliament" insert "of the United Kingdom" and for "the Central Legislature" substitute "Parliament".

In clause (2) for "British India" substitute "any Part A State or Part C State" and after "Act of Parliament" insert "of the United Kingdom".

*The Punjab Registration Validating Act, 1930.*

(Punjab Act II of 1930)

*Long title and Preamble.*—For "East Punjab" substitute "Punjab".

*Schedule.*—Omit the entries relating to Lahore, Sialkot and Rawalpindi.

*The Punjab Municipal (Executive Officer) Act, 1931.*

(Punjab Act II of 1931)

*Long title and Preamble and section 11.*—For "East Punjab" substitute "Punjab".

*The Punjab Nurses Registration Act, 1932.*

(Punjab Act I of 1932)

*Long title and Preamble.*—For "East Punjab" substitute "Punjab".

*The Punjab Wild Birds and Wild Animals Protection Act, 1933.*  
(Punjab Act II of 1933)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.

*Section 8.*—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*The Punjab Relief of Indebtedness Act, 1934.*  
(Punjab Act VII of 1934)

*Long title.*—For “East Punjab” substitute “Punjab”.

*Section 7.*—In the *Explanation* to sub-section (2) for “His Majesty’s Military or Naval or Air Forces” substitute “Military, Naval or Air Forces of the Union”.

*The Punjab Suppression of Immoral Traffic Act, 1935.*  
(Punjab Act IV of 1935)

*Preamble.*—For “East Punjab” substitute “Punjab”.

*The Punjab State Aid to Industries Act, 1935.*  
(Punjab Act V of 1935)

*Long title.*—For “East Punjab” substitute “Punjab”.

*The Punjab Debtors’ Protection Act, 1936.*  
(Punjab Act II of 1936)

*Long title.*—For “East Punjab” substitute “Punjab”.

*Section 2.*—In clause (1) for “British India” substitute “any Part A State or Part C State”, after “Act of Parliament” insert “of the United Kingdom” and for “the Central Legislature” substitute “Parliament”.

In clause (2) for “British India” substitute “any Part A State or Part C State” and after “Act of Parliament” insert “of the United Kingdom”.

*The Punjab Entertainments Duty Act, 1936.*  
(Punjab Act III of 1936)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.

*The Punjab Copying Fees Act, 1936.*  
(Punjab Act V of 1936)

*Preamble.*—For “East Punjab” substitute “Punjab”.

*The Punjab Registration of Money-lenders’ Act, 1938.*  
(Punjab Act III of 1938)

*Section 2.*—In clause (1) for “British India” substitute “any Part A State or Part C State”, after “Act of Parliament” insert “of the United Kingdom” and for “the Indian Legislature” substitute “Parliament”.

In clause (4) for “British India” substitute “any Part A State or Part C State” and after “Act of Parliament” insert “of the United Kingdom”.

*The Punjab Agricultural Produce Markets Act, 1939.*

(Punjab Act V of 1939)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.

*Section 25.*—In clause (b) of sub-section (2) for “His Majesty for the purposes of the Province” substitute “the Government”.

*The Punjab Electricity Act, 1939.*

(Punjab Act VI of 1939)

*Long title.*—For “East Punjab” substitute “Punjab”.

*The Punjab Village Panchayat Act, 1939.*

(Punjab Act XI of 1939)

*Long title and Preamble.*—For “East Punjab” substitute “Punjab”.

*Section 3.*—In sub-section (2) omit “European British subject”.

*Section 8.*—In clause (h) of sub-section (1) for “the Crown” substitute “the Central or any State Government”.

*Section 29.*—In sub-section (1) omit “, or” at the end of clause (a) and omit clause (b).

*Section 69.*—In sub-section (1) for “the Government of India Act, 1935” substitute “the Constitution”.

*The Punjab Trade Employees Act, 1940.*

(Punjab Act X of 1940)

*Section 2-A.*—In clause (a) for “Federal Railway” substitute “railway administration”.

*Section 17.*—For “the Crown” substitute “the Central or State Government”.

*The Punjab Urban Immovable Property Tax Act, 1940.*

(Punjab Act XVII of 1940)

*Section 4.*—In clauses (a) and (b) of sub-section (1) omit “His Majesty for the purposes of”.

*The Punjab Jagirs Act, 1941.*

(Punjab Act V of 1941)

*Section 2.*—In sub-clauses (iii) and (iv) of clause (b) for “the Crown” substitute “the Central or State Government”.

*The Punjab Weights and Measures Act, 1941.*

(Punjab Act XII of 1941)

*Long title.*—For “East Punjab” substitute “Punjab”.

*Section 3.*—In clause (3) for “His Majesty’s Mint” substitute “India Government Mint”.

*After section 39 insert—*

<p>39-A. The powers and functions conferred on the State Government by or under this Act shall, in relation to the establishment of standards of weight, be powers and functions of the Central Government.”</p>	<p>“Powers of Central Government under the Act.</p>
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*The East Punjab University Act, 1947*

(East Punjab Act VII of 1947)

*Long title.*—For “East Punjab” substitute “Punjab”.

*Section 7.*—In clause (a) for “the Punjab University” substitute “the Punjab University in Pakistan”.

*Section 14.*—In sub-section (4) for “the Punjab University” substitute “the Punjab University in Pakistan”.

*The East Punjab Refugees (Registration of Claims) Act, 1948.*

(East Punjab Act VIII of 1948)

*Sections 2 and 4.*—Omit “the Dominion of”.

*The East Punjab Refugees (Registration of Land Claims) Act, 1948.*

(East Punjab Act XII of 1948)

*Section 2.*—In clause (a) the expression “Provinces” shall stand unmodified; for “West Punjab” substitute “Punjab in Pakistan” and omit “the Dominion of”.

In clause (d) the expressions “Province” and “Provinces” shall stand unmodified; for “West Punjab” substitute “Punjab in Pakistan”, for “from the Punjab” substitute “from the undivided Punjab” and omit “the Dominion of”.

*The East Punjab (Exchange of Prisoners) Act, 1948.*

(East Punjab Act XIII of 1948)

*Long title.*—For “West Punjab” substitute “Punjab in Pakistan”.

*Section 2.*—In clause (c) omit “the Dominion of”.

In clause (d) for the words beginning with “the Province of West Punjab” and ending with “the Government of West Punjab” substitute “the Province of Punjab in Pakistan or in any State which being adjacent to that Province, has acceded to Pakistan is conveyed and delivered by a duly authorised official of the Government of Pakistan or the Government of Punjab in Pakistan”.

*Section 3.*—In sub-section (3) for “of the Dominion of Pakistan or of the Government of West Punjab” substitute “of the Government of Pakistan or of the Government of Punjab in Pakistan”.

In sub-section (4) for “of the Government of West Punjab or of the Dominion of Pakistan” substitute “of the Government of Punjab in Pakistan or of the Government of Pakistan”.

*Section 4.*—For “in the Dominion of Pakistan” substitute “in Pakistan”, for “that Dominion” substitute “Pakistan” and for “by the Dominion of Pakistan or by the Government of West Punjab” substitute “by the Government of Pakistan or by the Government of Punjab in Pakistan”.

*The East Punjab (Removal of Religious and Social Disabilities) Act, 1948.*

(East Punjab Act XVI of 1948)

*Long title.*—For “the Province of East Punjab” substitute “the State of Punjab”.

*The East Punjab War Awards Act, 1948.*

(East Punjab Act XXII of 1948)

*Long title.*—For “East Punjab” substitute “Punjab”.*Section 2.*—In clause (a) for “the Punjab Government” substitute “the Government of the undivided Punjab”.*The East Punjab Cotton (Statistics) Act, 1948.*

(East Punjab Act XXIII of 1948)

*Long title and Preamble.*—For “the Province” substitute “the State”.*The East Punjab Opium Smoking Act, 1948.*

(East Punjab Act XXV of 1948)

*Long title.*—For “East Punjab” substitute “Punjab”.*The East Punjab Cement Control Act, 1948.*

(East Punjab Act XXXIX of 1948)

*Section 7.*—For “the province of West Punjab” substitute “the Province of Punjab in Pakistan”.*The East Punjab Refugees Rehabilitation (Buildings and Building Sites) Act, 1948.*

(East Punjab Act XLII of 1948)

*Section 2.*—In clause (e) for “the Indian Dominion or any State acceding thereto” substitute “India”.*The East Punjab Refugees Rehabilitation (House-Building Loans) Act, 1948.*

(East Punjab Act XLIII of 1948)

*Section 2.*—In clause (i) for “the Indian Dominion or any State acceding thereto” substitute “India”.*The East Punjab General Sales Tax Act, 1948.*

(East Punjab Act XLVI of 1948)

*Long title.*—For “East Punjab” substitute “Punjab”.*Section 2.*—Omit Explanation (2) to clause (h).*After section 28, insert—*

“29. (1) Notwithstanding anything contained in this Act,—

(a) a tax on the sale or purchase of goods shall not be imposed under this Act—

(i) where such sale or purchase takes place outside the State of Punjab; or

(ii) where such sale or purchase takes place in course of import of the goods into, or export of the goods out of, the territory of India;

(b) a tax on the sale or purchase of any goods shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *Explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1)".

*The East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948.*

(East Punjab Act L of 1948)

*Long title.*—For "the Province of East Punjab" substitute "the State of Punjab".

*The East Punjab Control of Bricks Supplies Act, 1949*

(East Punjab Act I of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Conservation of Firewood Supplies Act, 1949.*

(East Punjab Act II of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Agricultural Pests, Diseases and Noxious Weeds Act, 1949.*

(East Punjab Act IV of 1949)

*Long title.*—For "the Province of East Punjab" substitute "the State of Punjab".

*The East Punjab Public Safety Act, 1949.*

(East Punjab Act V of 1949)

*Section 3.*—In sub-section (5) for "may communicate" substitute "shall communicate".

*The East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949.*

(East Punjab Act XI of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Ayurvedic and Unani Practitioners Act, 1949.*

(East Punjab Act XIV of 1949)

*Section 18.*—In clause (1) for "Acts of the Legislature in the Province of East Punjab" substitute "Punjab Acts", for "Acts of the Central Legislature" substitute "Central Acts" and for "the Government of India Act, 1935," substitute "the Constitution".

*The East Punjab Conservation of Manure Act, 1949.*

(East Punjab Act XV of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Improved Seeds and Seedlings Act, 1949.*

(East Punjab Act XIX of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Displaced Persons (Land Resettlement) Act, 1949.*

(East Punjab Act XXXVI of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*Section 2.*—In clauses (b) and (c) the expression "East Punjab" shall stand unmodified.

In clause (c) the expressions "Province" and "Provinces" wherever they occur shall stand unmodified, for "West Punjab" substitute "Punjab in Pakistan" and omit "the Dominion of".

*The East Punjab Utilization of Lands Acts, 1949.*

(East Punjab Act XXXVIII of 1949)

*Long title.*—For "East Punjab" substitute "Punjab".

*The East Punjab Children Act, 1949.*

(East Punjab Act XXXIX of 1949)

*Long title.*—For "the Province of East Punjab" substitute "the State of Punjab".

*Section 49.*—For "the Central Legislature" substitute "Parliament".

*Section 74.*—In sub-section (3) for "the Provincial Legislature" substitute "the State Legislative Assembly".

#### FIFTEENTH SCHEDULE

*Punjab Regulation made under the Government of India Act, 1935*

*The spiti and Lahaul Laws Regulation, 1942.*

(Punjab Regulation I of 1942)

Throughout the Regulation for "excluded area" and "excluded areas" substitute "scheduled area" and "scheduled areas", respectively.

*Omit section 4.*

#### SIXTEENTH SCHEDULE

BIHAR AND ORISSA ACTS AND BIHAR ACTS.

(i) BIHAR AND ORISSA ACT

*The Orissa Tenancy Act, 1913.*

(Bihar and Orissa Act II of 1913)

*Section 1.*—In sub-section (3) for "Orissa Division" substitute "State of Orissa".

*Section 3.*—For clause (5) substitute—

"(5) 'Commissioner' means a person appointed by the State Government to exercise the powers and functions of the Commissioner under this Act."

*The Jharia Water Supply Act, 1914.*

(Bihar and Orissa Act III of 1914)

*Section 2.*—In clause (dd) omit "or by a Federal Railway Authority".

*Section 21.*—In sub-section (1) omit "the Crown".

In the proviso to sub-section (2) for clauses (i) and (iA) substitute—

"(i) in the case of a department of the Central Government or of a railway administered by the Central Government, except with the sanction of that Government;".

*Section 54.*—In the proviso for “Part III of the Government of India Act, 1935,” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

*Section 82.*—In clause (c) for “the Crown for the purposes of the Province” substitute “the State Government”.

*The Bihar and Orissa Public Demands Recovery Act, 1914.*

(Bihar and Orissa Act IV of 1914)

*Schedule II.*—In sub-rule (3) of rule 18 for “the Government”, where that expression occurs for the first and second time substitute “the Central or the State Government” and omit “In this sub-rule ‘the Government’ means the Central Government, the Provincial Government, or the Federal Railway Authority, as the case may require.”

*The Patna Administration Act, 1915.*

(Bihar and Orissa Act I of 1915)

*Section 3.*—In sub-section (2) for “the Government of India Act, 1935” substitute “the Constitution”, and in the proviso to the sub-section for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

*The Bihar and Orissa Excise Act, 1915.*

(Bihar and Orissa Act II of 1915)

Throughout the Act for “British India” substitute “India”.

*Section 2.*—For clause (6) substitute—

“(6) ‘excisable article’ means—

(a) any alcoholic liquor for human consumption; or

(b) any intoxicating drug.”

In clause (6a) for “item 40” substitute “entry 51” and for “the Government of India Act, 1935” substitute “the Constitution”.

*Section 5.*—In sub-section (1) omit “of Bihar and Orissa”.

*Section 7.*—In sub-section (2) in the opening portion omit “of Bihar and Orissa” and in clause (d) of the sub-section for “servant of the Crown” substitute “Government officer”.

*Section 11.*—In clause (a) omit “of Bihar and Orissa”.

*Section 28.*—In clauses (a) and (b) omit “of Bihar and Orissa”.

*Section 29A.*—In sub-section (1) for “the Central Legislature” substitute “Parliament” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

In sub-section (2) after clause (b) insert—

“(c) any duty on medicinal or toilet preparations containing alcohol.”

*Section 84.*—For sub-section (1) substitute—

“(1) Any person arrested for an offence under this Act shall be informed, as soon as may be, of the grounds for such

arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate."

*The Bihar and Orissa Medical Act, 1916.*

(Bihar and Orissa Act II of 1916)

**Omit Section 34.**

*The Bihar and Orissa General Clauses Act, 1917.*

(Bihar and Orissa Act I of 1917)

**Section 4.**—In clause (5a) the word "Provincial" shall stand unmodified and at the end add—

"or by the Legislature of the State of Bihar under the Constitution;"

For clause (23) substitute—

"Government. (23) 'Government' or 'the Government' shall include both the Central Government and the State Government;"

**Omit clause (26).**

For clause (41) substitute—

"Political Agent. (41) 'Political Agent' shall mean,—

- (a) in relation to any territory outside India, the Principal Officer, by whatever name called, representing the Central Government in such territory; and
- (b) in relation to any territory within India to which the Act or Regulation containing the expression does not extend any officer appointed by the Central Government to exercise all or any of the powers of a Political Agent under that Act or Regulation;"

In clause (44) for "British India" substitute "a Part A State or a Part C State".

For clause (45) substitute—

"Regulation. (45) 'Regulation' shall mean a Regulation made by the Governor under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution and shall include a Regulation made by the Central Government under the Government of India Act, 1870, or the Government of India Act, 1915, or the Government of India Act, or by the Governor under the Government of India Act, 1935, or by the President under article 243 of the Constitution;"

Section 6.—For sub-section (1a) substitute—

“(1a) Where any Bihar Act is not expressed to come into operation on a particular day,—

- (i) in the case of a Bihar Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor General or His Majesty, as the case may require, is first published in the Official Gazette, and if it is an Act of the Governor of Bihar, on the day on which it is first published as an Act in the Official Gazette;
- (ii) in the case of a Bihar Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette.”.

Section 26.—In clause (2) for “the Central Government or, as the case may be, the Provincial Government” substitute “the Government concerned”.

For section 34 substitute—

“Application of Act to Ordinances and Regulations. 34. The provisions of this Act shall apply,—

(a) in relation to any Ordinance promulgated by the Governor under section 88 or section 89 of the Government of India Act, 1935, as they apply in relation to Bihar Acts made under the said Act by the Governor, and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Bihar Acts made by the Provincial Legislature; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to Bihar Acts made by the State Legislature:

Provided that clause (ii) of sub-section (1a) of section 6 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (ii) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette.”

*The Bihar and Orissa Primary Education Act, 1919.*

(Bihar and Orissa Act I of 1919)

*Long title and Preamble.*—For “the Province” substitute “the States”.

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*The Bihar and Orissa Prevention of Adulteration Act, 1919.*  
(Bihar and Orissa Act II of 1919)

*Long title and Preamble.*—For “the Province” substitute “the States”.

*The Bihar and Orissa Municipal Survey Act, 1919.*  
(Bihar and Orissa Act I of 1920)

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*The Bihar and Orissa Places of Pilgrimage Act, 1920.*  
(Bihar and Orissa Act II of 1920)

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*Section 13.*—In the proviso for “Part III of the Government of India Act, 1935,” substitute “the Constitution”, for “that date” substitute “such commencement” and for “the Central Legislature” substitute “Parliament”.

*Section 23.*—In the proviso to sub-section (1) for “Federal Railway Authority” substitute “Central Government” and for “which is a Federal Railway within the meaning of the Government of India Act, 1935,” substitute “within the meaning of clause (20) of article 366 of the Constitution”.

*The Bihar and Orissa Mining Settlements Act, 1920.*  
(Bihar and Orissa Act IV of 1920)

*Long title.*—For “the Province” substitute “the States”.

*Section 1.*—In sub-section (2) omit “Province”.

*The Bihar and Orissa Kamiauti Agreements Act, 1920.*  
(Bihar and Orissa Act VIII of 1920)

*Long title.*—For “the Province” substitute “the States”.

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*The Bihar and Orissa Village Administration Act, 1922.*  
(Bihar and Orissa Act III of 1922)

*Section 1.*—In sub-section (2) for “Provincial Government” substitute “State Governments”.

*Section 9.*—In sub-section (1) omit “male”.

*Section 11.*—For “a British subject or a subject of any State in India” substitute “a citizen of India” and in the proviso to the section for “British subjects or subjects of any State in India” substitute “citizens of India”.

*Section 28.*—At the end of the section add—

“Provided further that the person so arrested shall be informed, as soon as may be, of the grounds of such arrest and shall be produced before the nearest Magistrate



within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate."

*The Bihar and Orissa Municipal Act, 1922.*

(Bihar and Orissa Act VII of 1922)

*Long title and Preamble.*—For "the Province" substitute "the States".

*Sections 1 and 2.*—For "the Province" substitute "the States".

*Section 15.*—In the Proviso to sub-section (1) for clause (b) substitute—

"(b) is not a citizen of India; or".

*Section 80.*—For "His Majesty for the purposes of the Province" substitute "the State Government".

*Section 82.*—In sub-section (3) for "the Government of India Act, 1935," substitute "the Constitution" and in the proviso to that sub-section for "Part III of the said Act" substitute "the Constitution" and for "the Central Legislature" substitute "Parliament".

*Section 253.*—Omit the words beginning with "In relation to any European cemetery" and ending with "references to the Central Government".

*The Bihar and Orissa State Aid to Industries Act, 1923.*

(Bihar and Orissa Act VI of 1923)

*Section 4.*—In clause (e) for "His Majesty for the purposes of the Province" substitute "the State Government".

*Section 23.*—In clause (c) for "the Crown for the purposes of the Province" substitute "the State Government".

*Section 31.*—In sub-section (2) for "servant of the Crown" substitute "Government officer".

*The Bihar and Orissa Aerial Ropeways Act, 1924.*

(Bihar and Orissa Act III of 1924)

*Section 6.*—In the proviso to sub-section (1) for "the Government of India Act, 1935," substitute "the Constitution" and omit "the Federal Railway Authority, or".

*Section 22.*—In sub-section (3) omit "His Majesty for the purposes of", for "the Government of India Act, 1935," substitute "the Constitution" and omit the words beginning with "and, subject to any rules so made," and ending with "any such railway or tramway".

*The Bihar and Orissa Opium Smoking Act, 1928.*

(Bihar and Orissa Act II of 1928)

*Section 1.*—In sub section (2) for "the Province" substitute "the States".

*The Bihar and Orissa Motor Vehicles Taxation Act, 1930.*

(Bihar and Orissa Act II of 1930)

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*The Bihar and Orissa Natural Calamities Loans Act, 1934.*

(Bihar and Orissa Act I of 1934)

*Long title and Preamble.*—For “Local Government” substitute “State Government”.

*Section 1.*—In sub-section (2) for “the Province” substitute “the States”.

*The Darbhanga Improvement Act, 1934.*

(Bihar and Orissa Act IV of 1934)

*Section 67.*—In clause (ii) of sub-section (3) for “the Crown for the purposes of the Province” substitute “the State Government” and for “so vested in the crown” substitute “so vested in the State Government”.

*The Bihar and Orissa Co-operative Societies Act, 1935.*

(Bihar and Orissa Act VI of 1935)

*Long title, Preamble and section 1.*—For “the Province” substitute “the States”.

*Section 5.*—Omit “British” and for “the Province” substitute “the States”.

*Section 6.*—In sub-section (1) omit “of Bihar and Orissa”.

*Sections 52 and 67.*—Omit “of Bihar and Orissa”.

(ii) BIHAR ACTS.

*The Hazaribagh Mines Board Act, 1936.*

(Bihar Act III of 1936)

*Section 4.*—Omit “or after the establishment of the Federal Railway Authority, by that authority”.

*The Bihar Stamp (Amendment) Act, 1937.*

(Bihar Act VI of 1937)

*Section 8.*—In the new section 19A for “British India” where it occurs for the first time substitute “the territories for the time being comprised within Part A States and Part C States” and where it occurs for the second, third and fourth times substitute “the said territories”.

*Section 13.*—In the new Schedule I-A, in article 5 omit clause (o) of the Exemptions.

*The Bihar Sugar Factories Control Act, 1937.*

(Bihar Act VII of 1937)

*Section 6B.*—In sub-section (2) omit “in India”.

*The Bihar Prohibition Act, 1938.*

(Bihar Act VI of 1938)

Section 39.—At the end of sub-section (1) add—

“Provided further that no person so arrested shall be detained in custody after his true name and address have been ascertained, or without the order of the nearest Magistrate, for a longer period than twentyfour hours from the time of arrest, exclusive of the time necessary for the journey from the place of arrest to the court of such Magistrate.”

*The Bihar Electricity (Control and Surcharge) Act, 1947.*

(Bihar Act VII of 1947)

Section 4.—At the end of the section add—

“Provided that no surcharge shall be levied under this Act on the consumption or sale of electricity which is—

- (a) consumed by the Central Government or sold to the Central Government for consumption by that Government; or
- (b) consumed in the construction, maintenance, or operation of any railway by the Central Government or a railway company operating that railway, or sold to that Government or any such railway company for consumption in the construction, maintenance or operation of any railway.”

*The Bihar Sales Tax Act, 1947.*

(Bihar Act XIX of 1947)

After section 32 insert—

“33. (1) Notwithstanding anything contained in this Act,—

- (a) a tax on the sale or purchase of goods shall not be imposed under this Act—
  - (i) where such sale or purchase takes place outside the State of Bihar; or
  - (ii) where such sale or purchase takes place in the course of import of the goods into, or export of the goods out of, the territory of India;
- (b) a tax on the sale or purchase of any goods shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The Explanation to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1).”

*The Bihar Privileged Persons Homestead Tenancy Act, 1947.*  
(Bihar Act IV of 1948)

Section 2.—In clause (i) for sub-clause (2) substitute—

“(2) he is a member of the Scheduled Castes as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a member of the Scheduled Castes as defined in the Government of India (Scheduled Castes) Order, 1936, or a member of the Scheduled Tribes as defined in clause (25) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 342 of the Constitution, a member of the backward tribes as defined in paragraph 19 of the Fifth Schedule to the Government of India Act, 1935, read with paragraph 6 of Part VII of the Government of India (Provincial Legislative Assemblies) Order, 1936, or a member of the Muslim community belonging to such class or classes as may from time to time be notified by the Provincial Government in this behalf; and”.

*The Bihar Provincialisation of Roads and Hospitals Act, 1947.*  
(Bihar Act VI of 1948)

Section 3.—In sub-sections (1) and (2) for “the Crown for the purposes of the Province” substitute “the State Government”.

Sections 4 and 5.—For “the Crown” substitute “the State Government”.

*The Bihar Panchayat Raj Act, 1947.*  
(Bihar Act VII of 1948)

Section 31.—For “Any servant of the Crown” substitute “Any officer of the Central or State Government”.

Section 66.—In clause (c) for “the Crown or servants of the Crown” substitute “the Central or State Government or servants of such Government”.

Section 79.—For clause (a) substitute—  
“(a) is not a citizen of India;”.

In clauses (b) and (e) for “the Crown” substitute “the Central or State Government”.

*The Bihar Wakfs Act, 1947.*  
(Bihar Act VIII of 1948)

Section 8.—In clause (c) of sub-section (1) for “the Dominion Legislature” substitute “Parliament”.

*The Bihar Private Forests Act, 1947.*  
(Bihar Act IX of 1948)

Section 59.—For “the Crown for the purposes of the Province” substitute “the State Government”.

**Section 63.**—In sub-section (3) omit “within twenty-four hours from the time of arrest”, and at the end of the sub-section add—

“Provided that no person so arrested shall be detained in custody beyond twenty-four hours from the time of his arrest without the authority of a Magistrate”.

*The Bihar Mica Act, 1947.*

(Bihar Act X of 1948)

**Section 23.**—In sub-section (2) omit “the Crown for the purposes of”.

*The Bihar Power Alcohol Act, 1948.*

(Bihar Act XLIX of 1948)

**Section 1.**—In sub-section (4) for “His Majesty’s” substitute “the Indian”.

**Section 10.**—In clauses (a) and (b) of sub-section (1) for “His Majesty’s” substitute “the Indian”.

*The Bihar Agricultural Income-Tax Act, 1948.*

(Bihar Act XXXII of 1948)

**Section 2.**—In clause (i) after “Parliament” insert “of the United Kingdom”. In clause (m) for “company or the ruler of an Acceding State” substitute “or company”.

Omit clause (r).

*The Bihar Electricity Duty Act, 1948.*

(Bihar Act XXXVI of 1948)

**Section 3.**—In clause (i) of the proviso, for “Dominion Government” substitute “Central Government”;

For clause (ii) of the proviso, substitute—

“(ii) consumed in the construction, maintenance, or operation of any railway by the Central Government or a railway company operating that railway, or sold to that Government or any such railway company for consumption in the construction, maintenance or operation of any railway”.

*The Bihar Harijan (Removal of Civil Disabilities) Act, 1949.*

(Bihar Act XIX of 1949)

**Section 2.**—For clause (a) substitute—

“(a) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936”.

*The Bihar State Aid to Industries (Amendment) Act, 1949.*  
(Bihar Act XXII of 1949)

Section 2.—For the new clause (1) substitute—

“(1) ‘backward class’ means a member of any Scheduled Tribe as defined in clause (25) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 342 of the Constitution, a member of a Scheduled Tribe as defined in paragraph 19 of the Fifth Schedule to the Government of India Act, 1935, read with paragraph 6 of Part VII of, and Part III of the Thirteenth Schedule to, the Government of India (Provincial Legislative Assemblies) Order, 1936;”.

For the new clause (6) substitute—

“(6) ‘Scheduled Caste’ means a member of a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a member of a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936;”.

*The Seraikela and Kharsawan (Laws) Act, 1949.*  
(Bihar Act XXIII of 1949)

This Act shall stand unmodified.

*The Bihar Municipal (Amendment and Validation of Recovery of Taxes) Act, 1949.*  
(Bihar Act II of 1950)

Section 2.—In the new sub-section (4) directed to be inserted in section 82 of the Bihar and Orissa Municipal Act, 1922, for “the Indian Union” substitute “India”.

*The Bihar Maintenance of Public Order, Act, 1949.*  
(Bihar Act III of 1950)

Section 14.—In clause (a) of sub-section (1) for “His Majesty’s Forces” substitute “the Armed Forces of the Union”.

SEVENTEENTH SCHEDULE

BIHAR REGULATION MADE UNDER THE GOVERNMENT OF INDIA ACT, 1935.

*The Bihar Partially Excluded Areas Post Office (Amendment) Regulation, 1942.*

(Bihar Regulation III of 1942)

Section 3.—Omit “British”.

EIGHTEENTH SCHEDULE

ORISSA ACTS.

*The Orissa General Clauses Act, 1937.*  
(Orissa Act I of 1937)

Section 2.—Omit clause (20).

In clause (31) the word “Provincial” shall stand unmodified, and at the end add, “or by the Legislature of the State of Orissa under the Constitution”.

For clause (34) substitute—

“Political Agent” “(34) ‘Political Agent’ shall mean,—

- (a) in relation to any territory outside India, the Principal Officer, by whatever name called, representing the Central Government in such territory; and
- (b) in relation to any territory within India to which the Act or Regulation containing the expression does not extend, any officer appointed by the Central Government to exercise all or any of the powers of a Political Agent under that Act or Regulation;”.

In clause (36) for “British India” substitute “a Part A State or a Part C State”.

For clause (37) substitute—

“(37) ‘Regulation’ shall mean a Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution and shall include a Regulation made under the Government of India Act, 1935, or a Regulation made by the President under article 243 of the Constitution;”

Section 3.—For sub-section (1) substitute—

“(1) Where any Orissa Act is not expressed to come into operation on a particular day, then—

- (i) in the case of an Orissa Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor General or His Majesty, as the case may require, is first published in the Official Gazette and, if it is an Act of the Governor, on the day on which it is first published as an Act in the Official Gazette;”
- (ii) in the case of an Orissa Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette.”.

For section 32 substitute—

“32. The provisions of this Act shall apply—

Application of Act to Ordinances and Regulations. (a) in relation to any Ordinance promulgated by the Governor of Orissa under section 88 or section 89 of the Government of India Act, 1935, as they apply in relation to Orissa Acts made under the said Act by the Governor and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Orissa Acts made by the Provincial Legislature; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to Orissa Acts made by the State Legislature:

Provided that clause (ii) of sub-section (1) of section 3 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (ii) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette."

*The Opium (Orissa Amendment) Act, 1939.*

(Orissa Act II of 1939)

Section 4.—After sub-section (4), insert—

"(5) A person arrested under this section shall be informed, as soon as may be, of the grounds of such arrest, and, notwithstanding anything contained in the foregoing provisions, shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate and no such person shall be detained in custody beyond the said period without the authority of a Magistrate."

*The Orissa Money-Lenders Act, 1939.*

(Orissa Act III of 1939)

Section 2.—In sub-clause (i) of clause (a) for "in British India or in any State in India" substitute "in India" and in sub-clause (ii) of that clause after "Act of Parliament" insert "of the United Kingdom" and for "any Act of the Indian Legislature" substitute "any Central Act".

In clause (d) for "in British India, or in any State in India," substitute "in India".

*The Orissa Hindu Religious Endowments Act, 1939.*

(Orissa Act IV of 1939)

Section 20.—In sub-section (1) for "British Government" substitute "Government".

*The Sambalpur Local Self-Government Act, 1939.*

(Orissa Act VI of 1939)

Section 2.—In clause (10) for "Imperial Department" substitute "a Department of the Central Government".

Section 14.—In clause (ii) of the proviso for "is not a British subject or the subject of any State in India" substitute "is not a citizen of India".

Section 47.—In sub-clause (d) of clause Eighthly omit "British"

Section 149.—In sub-section (2) for "the Government of India Act, 1935" substitute "the Constitution" and in the proviso to the sub-section for "Part III of the said Act" substitute "the Constitution" and for "the Central Legislature" substitute "Parliament".

Section 161.—For "a British subject or a subject of any State in India" substitute "a citizen of India" and in the proviso for "British subjects or subjects of any State of India" substitute "citizens of India".



*The Orissa Prohibition Act, 1939.*

(Orissa Act VII of 1939)

*Section 7.*—Omit “British”.*The Utkal University Act, 1943.*

(Orissa Act XIII of 1943)

Throughout the Act, for “Affiliated States” substitute “merged territories”.

*For section 1-A, substitute—*

“1-A. The territorial limits within which the powers conferred upon the University by this Act may be exercised shall comprise—

- (i) the territories included in the Province of Orissa on the 9th day of April 1947; and
- (ii) such other territories now included in the State of Orissa (hereinafter referred to as merged territories) as the State Government may specify by notification in the Official Gazette”.

*Section 16.*—For “British India” substitute “a Part A State or Part C State”.*Section 22.*—For “Provincial Governments in British India” substitute “Government of a Part A State.”*Orissa Sales-Tax Act, 1947.*

(Orissa Act XIV of 1947)

*Section 2.*—In clause (g) omit the second proviso.*After section 29 insert—*

“30. (1) Notwithstanding anything contained in this Act,—

(a) a tax on the sale or purchase of goods shall not be imposed under this Act—

- (i) where such sale or purchase takes place outside the State of Orissa; or
- (ii) where such sale or purchase takes place in the course of import of the goods into, or export of the goods out of, the territory of India;
- (b) a tax on the sale or purchase of any goods shall not, after the 31st day of March, 1951, be imposed where such sale or purchase takes place in the course of inter-State trade or commerce except in so far as Parliament may by law otherwise provide.

(2) The *explanation* to clause (1) of article 286 of the Constitution shall apply for the interpretation of sub-clause (i) of clause (a) of sub-section (1)”.

*The Bihar and Orissa State Aid to Industries (Orissa Amendment) Act, 1947.*

(Orissa Act XXII of 1947)

*Section 4.*—In the new clause (h) directed to be inserted in section 4 of the Bihar and Orissa State Aid to Industries Act, 1923 (Bihar and Orissa Act VI of 1923) for “the Crown for the purposes of the Province” substitute “the State Government”.

*The Orissa Agricultural Income-Tax Act, 1947.*

(Orissa Act XXIV of 1947)

Section 2.—In clause (h) for “British India” substitute “any Part A State or a Part C State”; and after “Act of Parliament” insert “of the United Kingdom”.

In clause (1) for “company and the Ruler of an Indian State” substitute “and company”.

In clause (o), omit sub-clause (i).

Omit clause (p).

Section 22.—For “British India” substitute “a Part A State or a Part C State”.

*The Orissa Court of Wards Act, 1947.*

(Orissa Act XXVI of 1947)

Section 37.—In clause (b) for “the Imperial Parliament” substitute “the Parliament of the United Kingdom before the fifteenth day of August, 1947,” and omit “or of the Federation”. The expressions “Governor General in Council” and “Province” shall stand unmodified.

In clause (d) for “any Act of a Legislature established in British India” substitute “any Central Act or Provincial Act or Act of the Legislature of a Part A State”.

In clause (f) for “British India” substitute “Part A States and Part C States”.

*After section 75 insert—*

Application of Act to est- ates of Ru- lers of In- dian States.	“76.—The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government.”
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*The Orissa Motor Vehicles (Regulation of Stage Carriage and Public Carrier's Services) Act, 1947.*

(Orissa Act XXXVI of 1947)

Section 4.—In sub-section (1) and in clause (b) of sub-section (2) omit “or of Indian States”.

Section 6.—In sub-section (2) omit “or authorities of Indian States.”.

*The Orissa Grama Panchayats Act, 1948.*

(Orissa Act XV of 1948)

Section 45.—In sub-section (1) after “manual labour to it” insert “for any public purpose”.

*The Orissa Muhammadan Marriages and Divorces Registration Act, 1949.*

(Orissa Act VII of 1949)

Section 26.—In clause (d) for “ of His Majesty's subjects in the Dominion of India” substitute “citizen of India”.

## NINETEENTH SCHEDULE

ORISSA REGULATIONS MADE UNDER THE GOVERNMENT OF INDIA ACT, 1935.

*The Orissa Laws Regulation, 1936.*

(Orissa Regulation 1 of 1936)

Section 8.—For “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

For section 15 substitute—

“15. References in this Regulation by whatever form of words, to any law in force immediately before the commencement of the Constitution of India shall, after such commencement, be construed as references to that law as adapted or modified under clause (2) of article 372 of the said Constitution.”

*The Orissa Medical Regulation, 1935.*

(Orissa Regulation II of 1936)

Omit section 26.

*The Khondmals Laws Regulation, 1936.*

(Orissa Regulation IV of 1936)

Section 3.—In sub-section (2) for “unless it is” substitute “unless it has been”, and after “this Regulation” insert “but before the commencement of the Constitution”.

Section 8.—For “British India” substitute “a Part A State or a Part C State”.

*The Angul Laws Regulation, 1936.*

(Orissa Regulation V of 1936)

Section 3.—In sub-section (2) for “unless it is” substitute “unless it has been”, and after “this Regulation” insert “but before the commencement of the Constitution”.

Section 8.—For “British India” substitute “a Part A State or a Part C State”.

## TWENTIETH SCHEDULE

## MADHYA PRADESH ACTS.

*The Central Provinces and Berar General Clauses Act, 1914.*

(C.P. and Berar Act I of 1914)

Throughout the Act, except as otherwise expressly provided, for “Provincial Act” substitute “Madhya Pradesh Act”.

*Long title and Preamble.*—For “Central Provinces Acts and of Central Provinces and Berar Acts” substitute “Madhya Pradesh Acts”

Section 2.—In the opening portion for “Provincial Acts” substitute “Madhya Pradesh Acts”.

In clause (7) for “for the time being” substitute “which, before the 15th day of August, 1947, were” and the expressions “the Central Provinces” and “the Central Provinces and Berar” shall stand unmodified.

Omit clauses (8) and (8-a).

For clause (11) substitute—

“Colony” (11) “Colony”,—

(a) in any Madhya Pradesh Act passed after the commencement of Part III of the Government of India Act, 1935, shall mean any part of His Majesty's dominions exclusive of the British Islands, the Dominions of India and Pakistan (and before the establishment of those Dominions, British India), any Dominion as defined in the Statute of Westminster 1931, any Province or State forming part of any of the said Dominions, and British Burma; and

(b) in any Madhya Pradesh Act passed before the commencement of Part III of the said Act, mean any part of His Majesty's dominions exclusive of the British Islands and of British India;

and in either case where parts of those dominions are under both a Central and local Legislature, all parts under the Central Legislature shall, for the purposes of this definition, be deemed to be one colony;”.

In clause (24-a) omit “and”, after “the said Part III” insert “but before the commencement of the Constitution” and at the end of the clause add “and after the commencement of the Constitution the Governor of Madhya Pradesh”; the expressions “the Central Provinces” and “the Central Provinces and Berar” in this clause shall stand unmodified.

Omit clause (25).

After clause (29) insert—

Madhya Pradesh Act. (30) “Madhya Pradesh Act” shall mean an Act made by the Chief Commissioner of the Central Provinces in Council under any of the Indian Councils Acts or the Government of India Act, 1915, or an Act made by the local Legislature or the Governor of the Central Provinces under the Government of India Act, or an Act made by the Provincial Legislature or the Governor of the Central Provinces and Berar under the Government of India Act, 1935, or an Act made by the Legislature of the State of Madhya Pradesh under the Constitution:”.

Omit clauses (39), (39-a) and (39-b).

In clause (41) for “British India” substitute “a Part A State or a Part C State”.

In clause (42) the expression “the Central Provinces and Berar” shall stand unmodified. At the end of the clause add—

“, or a Regulation made by the Governor of Madhya Pradesh under paragraph 5 of the Fifth Schedule to the Constitution”.

After clause (48) insert—

„State Government”. “(48-a) “State Government” shall mean the State Government (as defined in the General Clauses Act, 1897) of the Central Provinces or of the Central Provinces and Berar or of Madhya Pradesh:”.

Section 3.—For sub-section (1) substitute—

“(1) Where any Madhya Pradesh Act is not expressed to come into force on a particular day, then,—

(a) in the case of a Madhya Pradesh Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor-General or His Majesty, as the case may require, is first published in the Official Gazette, and, if it is an Act of the Governor, on the day on which it is first published as an Act in the Official Gazette;

(b) in the case of a Madhya Pradesh Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette.”

Section 12.—For “Provincial Acts” substitute “Madhya Pradesh Acts”.

Section 22.—In clause (2) for “Central Government or, as the case may be, the Provincial Government,” substitute “Government concerned”.

For section 28 substitute—

Application of Act to Ordinances and Regulations. 28. The provisions of this Act shall apply—  
(a) in relation to any Ordinance promulgated by the Governor under section 88 of the Government of India Act, 1935, as they apply in relation to Madhya Pradesh Acts made under the said Act by the Governor, and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Madhya Pradesh Acts made by the Provincial Legislature; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to Madhya Pradesh Acts made by the State Legislature;

Provided that clause (b) of sub-section (1) of section 3 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (b) of sub-section (1) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette”.

*The Central Provinces and Berar Excise Act, 1915.*

(C.P. and Berar Act II of 1915)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

Section 2.—For clause (6) substitute—

“(6) “excisable article” means—

- (a) any alcoholic liquor for human consumption; or
- (b) any intoxicating drug;”.

In clause (6-a) for “item 40” substitute “entry 51” and for “Government of India Act, 1935” substitute “Constitution”.

In clause (9) for “the provinces” substitute “the State”.

In clause (11) omit “British”.

Section 17.—In sub-section (2) for “in other parts of British India” substitute “in other Part A States or Part C States”.

Section 25.—In clause (i) of sub-section (3) omit “British”.

Section 27-A.—In sub-section (1) for “the Central Legislature” substitute “Parliament” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

In sub-section (2) after clause (b) insert—

“(c) any duty on medicinal or toilet preparations containing alcohol.”

Second Schedule.—For “His Majesty the King-Emperor of India” substitute “the State Government”.

*The Central Provinces and Berar Slaughter of Animals Act, 1915.*

(C.P. and Berar Act IV of 1915)

Long title.—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Medical Registration Act, 1916.*

(C.P. and Berar Act I of 1916)

Section 5.—In clauses (b), (c) and (d) of sub-section (1) for “the Central Provinces or Berar” substitute “Madhya Pradesh”.

Section 14.—In the second proviso for “British India or Berar” substitute “India”.

Omit section 26.

*The Central Provinces Land Alienation Act, 1916.*

(C.P. and Berar Act II of 1916)

Section 1.—In sub-section (2) the expression “the Central Provinces” shall stand unmodified.

*The Central Provinces and Berar Courts Act, 1917.*

(C.P. and Berar Act I of 1917)

Long title and Preamble.—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces Land Revenue Act, 1917.*

(C.P. Act II of 1917)

Section 1.—In sub-section (2) the expression “the Central Provinces” shall stand unmodified.

Section 2.—In clause (7) the expression “the Central Provinces” shall stand unmodified.

*The Central Provinces Tenancy Act, 1920.*

(C.P. Act I of 1920)

*Section 1.*—In sub-section (2) the expression “the Central Provinces” shall stand unmodified.

*Section 41-A.*—In sub-section (1) for “Crown” substitute “Union”.

*The Central Provinces and Berar Village Sanitation and Public Management Act, 1920.*

(C.P. and Berar Act II of 1920)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Primary Education Act, 1920.*

(C.P. and Berar Act III of 1920)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Municipalities Act, 1922.*

(C.P. and Berar Act II of 1922)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 3.*—For clause (e-1) substitute—

“(e-1) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936;”.

*Sections 7 and 8.*—For “His Majesty for the purposes of the province” substitute “the State Government”.

*Section 12.*—For clause (a) of sub-section (3) substitute—

“(a) he is not a citizen of India, or”.

*Section 15.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.

*Section 22.*—In sub-section (1) for “section 51 of the Government of India Act, 1935” substitute “article 164 of the Constitution”.

*Section 25-B.*—In clause (c) of sub-section (1) omit “the Dominion of”

*Section 57.*—In clause (c) of sub-section (3) for “His Majesty for the purposes of the province” substitute “the State Government”.

*Section 66.*—In sub-section (6) for “the Government of India Act, 1935” substitute “the Constitution” and in the proviso to the sub-section for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

*The Nagpur University Act, 1923.*

(C. P. Act V of 1923)

*Section 2.*—For clause (a) substitute—

“(a) ‘backward tribes’ means the Scheduled Tribes as defined in clause (25) of article 366 of the Constitution and, until

a notification is issued under clause (1) of article 342 of the Constitution, the tribes specified in Part IV of the Thirteenth Schedule to the Government of India (Provincial Legislative Assemblies) Order, 1936".

For clause (c-1) substitute—

"(c-1)'Scheduled Castes' shall have the same meaning as in clause (24) of article 366 of the Constitution, but until a notification is issued under clause (1) of article 341 of the Constitution, shall have the same meaning as in the Government of India (Scheduled Castes) Order, 1936;"

*Section 47.*—In sub-section (2) omit "British".

*Schedule.*—In paragraph 13 omit "British" and in the proviso to the paragraph omit "or any state which at the commencement of the Act was a feudatory state of the Central Provinces".

*The Central Provinces and Berar Weights and Measures of Capacity Act, 1928.*

(C. P. and Berar Act II of 1928)

*Long title and Preamble.*—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

*For section 15-A substitute—*

"Definition of appropriate Government. 15-A. In this Act "appropriate Government" means, in relation to establishment of standards of weight and measure, the Central Government, and, in relation to other matters, the State Government".

*The Central Provinces Consolidation of Holdings Act, 1928.*

(C. P. Act VIII of 1928)

*Section 1.*—In sub-section (3) the expression "Central Provinces" wherever it occurs shall stand unmodified.

*The Central Provinces and Berar Borstal Act, 1928.*

(C. P. and Berar Act IX of 1928)

*Long title and Preamble.*—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

*Section 3.*—In sub-section (3) omit "of whom not less than three shall be Indians".

*Section 4.*—For "either Chamber of the Central Legislature" substitute "Parliament".

*For section 27 substitute—*

"Powers for officers in charge of borstal institutions to give effect to orders of certain courts. The officer in charge of a borstal institution shall give effect to any order for the detention of any person passed or issued—

(a) by any court or tribunal in any Part A State or Part C State; or

(b) by any court or tribunal in any Part B State with the previous sanction of the State Government in the case of each order".



*Section 30.*—In sub-section (4) omit “or within the territories of any Indian Prince or State” and “or with such Indian Prince or State, as the case may be;”.

*The Central Provinces and Berar Children Act, 1928.*

(C. P. and Berar Act X of 1928)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 38.*—In sub-section (1) omit “of whom not less than three shall be Indians”.

*Section 40.*—For “either Chamber of the Central Legislature” substitute “Parliament”.

*The Central Provinces Settlement Act, 1929.*

(C. P. Act VI of 1929)

*Section 1.*—In sub-section (2) the expression “the Central Provinces” shall stand unmodified.

*The Central Provinces Irrigation Act, 1931.*

(C. P. Act III of 1931)

*Section 1.*—In sub-section (2) the expression “the Central Provinces” shall stand unmodified.

*The Central Provinces and Berar Cotton Market Act, 1932.*

(C. P. and Berar Act IX of 1932)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 16.*—In sub-section (3) for “Crown for the purposes of the province” substitute “State Government”.

*The Central Provinces and Berar Local Fund Audit Act, 1933.*

(C. P. and Berar Act IX of 1933)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Omit section 16-A.*

*The Central Provinces and Berar State Aid to Industries Act, 1933.*

(C. P. and Berar Act XII of 1933)

*Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 3.*—In sub-clause (iv) of clause (d) of sub-section (1) the expression “the Central Provinces and Berar Mining Association” shall stand unmodified.

*Section 6.*—In clause (f) for “Crown for the purposes of the Province” substitute “State Government”.

*Section 7.*—In clause (a) of the proviso to sub-section (1) for “British India or Berar” substitute “a Part A State or a Part C State”.

*The Central Provinces and Berar Money Lenders Act, 1934.*

(C. P. and Berar Act XIII of 1934)

*Long title.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

**Section 2.**—In clause (i) for “British India” substitute “a Part A State or a Part C State”, after “Parliament” insert “of the United Kingdom” and for “Act of the Central Legislature” substitute “Central Act”.

In clause (ii) for “British India” substitute “a Part A State or a Part C State” and after “Parliament” insert “of the United Kingdom”.

*The Central Provinces and Berar Cattle Diseases Act, 1934.*

(C. P. and Berar Act XVI of 1934)

**Long title.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Game Act, 1935.*

(C. P. and Berar Act XV of 1935)

**Long title and Preamble.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

**Section 9.**—Omit “Viceroy and”.

*The Court-fees (Central Provinces and Berar Amendment) Act, 1935.*

(C. P. and Berar Act XVI of 1935)

**Section 5.**—In clause (b) of the new article 10 omit “of Revenue” and in clause (a) of the new article 11-A for “Revenue Tribunal” substitute “Board of Revenue”.

*The Wild Birds and Animals Protection (Central Provinces and Berar Amendment) Act, 1935.*

(C. P. and Berar Act XXVII of 1935)

**Section 11.**—In sub-section (3) for “vested in His Majesty for purposes other than those of the province” substitute “vested in the Central Government or any other State Government”.

*The Central Provinces and Berar Agricultural Produce Market Act, 1935.*

(C. P. and Berar Act XXIX of 1935)

**Long title and Preamble.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

**Section 15.**—In sub-section (3) for “His Majesty for the purposes of the province” substitute “the State Government”.

*The Central Provinces and Berar Nurses Registration Act, 1936.*

(C. P. and Berar Act XXIII of 1936)

**Long title and Preamble.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Entertainments Duty Act, 1936.*

(C. P. and Berar Act XXX of 1936)

**Long title and Preamble.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Highway Act, 1936.*

(C. P. and Berar Act XXXIV of 1936)

**Long title and Preamble.**—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Agricultural Pests and Diseases Act, 1936.*

(C. P. and Berar Act XXXV of 1936)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Nagpur Improvement Trust Act, 1936.*

(C. P. Act XXXVI of 1936)

*Section 62.*—In clause (a) of sub-section (2) omit “Imperial or”.

*Section 86.*—In sub-section (1) for “the Central Provinces” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Co-operative Land Mortgage Banks Act, 1937.*

(C. P. and Berar Act I of 1937)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Famine Relief Fund Act, 1937.*

(C. P. and Berar Act III of 1937)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Religious and Charitable Trusts Act, 1937.*

(C. P. and Berar Act XVIII of 1937)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 3.*—In sub-section (2) for the words beginning with “by a person” and ending with “the Indian Companies Act, 1913 (VII of 1913)” substitute “by a chartered accountant within the meaning of the Chartered Accountants Act, 1949, or by a firm whereof all the partners practising in India are chartered accountants within the meaning of the said Act”.

*The Central Provinces and Berar Cotton Control Act, 1937.*

(C. P. and Berar Act XX of 1937)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Unregulated Factories Act, 1937.*

(C. P. and Berar Act XXI of 1937)

*Section 35.*—Omit “British”.

*The Central Provinces and Berar Prohibition Act, 1938.*

(C. P. and Berar Act VII of 1938)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Indian Stamp (Amendment) Act, 1939.*

(C. P. and Berar Act VI of 1939)

*Section 7.*—In the new section 19-A omit “British”.

At the end of the said section 19-A insert—

“*Explanation.*—In this section ‘India’ means the whole of India except Part B States”.

*Section 12.*—In article 5 of the new Schedule I-A omit clause (c) of the Exemptions.

*The Central Provinces and Berar Relief of Indebtedness Act, 1939.*

(C. P. and Berar Act XIV of 1939)

*Section 2.*—In clause (c) for “British India or Berar or any Indian State” substitute “India” and after “Parliament” insert “of the United Kingdom”.

*Section 4.*—In clause (c) for “British India or Berar or any Indian State” substitute “India” and after “Parliament” insert “of the United Kingdom”.

*The Berar Laws (Provincial) Act, 1941.*

(C. P. and Berar Act XV of 1941)

*Section 2.*—In sub-section (1) omit the words beginning with “any reference by” and ending with the words “a reference to British India and Berar”.

In sub-section (2) “Central Provinces” shall stand unmodified.

*The Central Provinces and Berar Special Armed Constabulary Act, 1942.*

(C.P. & Berar Act VII of 1942)

*Long title.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Preamble.*—In the first paragraph for “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 4.*—In clauses (a) and (d) for “State” substitute “Government”.

*The Central Provinces and Berar Regulation of Letting of Accommodation Act, 1946.*

(C.P. & Berar Act XI of 1946)

*Long title.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Specified Commodities (Control) Act, 1946.*

(C.P. & Berar Act XII of 1946)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The University of Saugar Act, 1946.*

(C.P. & Berar Act XVI of 1946)

*Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Sections 2 and 11.*—For “Prime Minister” substitute “Chief Minister”.

*Section 5.*—In sub-section (1) omit “British”.

*The Central Provinces and Berar Panchayats Act, 1946.*

(C.P. & Berar Act I of 1947)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 11.*—In sub-section (2) for clause (a) substitute—

“(a) is not a citizen of India;”.

*Section 14.*—For clause (a) substitute—

“(a) is not a citizen of India;”;

and in clause (f) omit “British”.

*The Central Provinces and Berar Motor Vehicles Taxation Act, 1947.*

(C.P. & Berar Act VI of 1947)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Home Guards Act, 1947.*

(C.P. & Berar Act XV of 1947)

*Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Sales Tax Act, 1947.*

(C.P. & Berar Act XXI of 1947)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Scheduled Castes (Removal of Civil Disabilities) Act, 1947.*

(C.P. & Berar Act XXIV of 1947)

*Long title.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 2.*—For clause (d) substitute:—

“(d) ‘Scheduled Castes’ shall have the same meaning as in clause (24) of article 366 of the Constitution, but until a notification is issued under clause (1) of article 341 of the Constitution, shall have the same meaning as in the Government of India (Scheduled Castes) Order, 1936:”.

*The Central Provinces Revision of the Land Revenue of Estates Act, 1947.*

(C.P. & Berar Act XXV of 1947)

*Section 1.*—In sub-section (2) the expression “Central Provinces” shall stand unmodified.

*The Central Provinces Revision of the Land Revenue of Mahals Act, 1947.*

(C.P. & Berar Act XXVI of 1947)

Section 1.—In sub-section (2) the expression "Central Provinces" shall stand unmodified.

*The Central Provinces and Berar Cotton (Statistics) Act, 1947.*

(C.P. & Berar Act XL of 1947)

Long title and Preamble.—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

Section 5.—In clause (b) for "Government of India Act, 1935" substitute "Constitution".

*The Central Provinces and Berar Temple Entry Authorization Act, 1947.*

(C.P. & Berar Act XLI of 1947)

Long title.—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

*The Central Provinces and Berar Land Survey Act, 1947.*

(C.P. & Berar Act XLII of 1947)

Long title and Preamble.—For "Province" substitute "State".

*The Central Provinces and Berar Ayurvedic and Unani Practitioners Act, 1947.*

(C.P. & Berar Act IV of 1948)

Long title.—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

Section 19.—In clause (a) for "Acts of the Central Legislature" substitute "Central Acts" and for "Government of India Act, 1935," substitute "Constitution".

*The Central Provinces and Berar Fisheries Act, 1948.*

(C.P. & Berar Act VIII of 1948)

Long title and Preamble.—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

*The Central Provinces Reclamation of Lands (Eradication of Kans) Act, 1948.*

(C.P. & Berar Act XVII of 1948)

Section 1.—In sub-section (2) the expression "Central Provinces" shall stand unmodified.

*The Central Provinces Grazing and Nistar Act, 1948.*

(C.P. & Berar Act XXII of 1948)

Section 1.—In sub-section (2) the expression "Central Provinces" shall stand unmodified.

*The Central Provinces and Berar Secondary Education Act, 1948.*

(C.P. & Berar Act XXIII of 1948)

Long title and Preamble.—For "the Central Provinces and Berar" substitute "Madhya Pradesh".

*The Central Provinces and Berar Revocation of Land Revenue Exemptions Act, 1948.*

(C.P. & Berar Act XXXVII of 1948)

*Section 3.*—In clause (i) of sub-section (1) the expression “Central Provinces” shall stand unmodified.

*The Central Provinces and Berar Local Government Act, 1948.*

(C.P. & Berar Act XXXVIII of 1948)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 2.*—For clause (e) of sub-section (1) substitute—

“(e) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936;”.

*Section 7.*—For clause (a) of sub-section (4) substitute—

“(a) who is not a citizen of India, or”.

*Section 10.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.

In clause (b) for “section 51 of the Government of India Act, 1935” substitute “article 164 of the Constitution”.

*Section 52.*—In sub-section (1) for “Dominion of India” substitute “Central Government”.

*Section 61.*—For “His Majesty for the purposes of the Province” substitute “the State Government”.

*Section 73.*—In clause (c) of sub-section (1) omit “the Dominion of” where those words occur for the first time and for “affairs of the Dominion of India” substitute “affairs of the Union”.

*Schedule.*—In item 59 for “the Provincial and Indian Legislature” substitute “Parliament and the State Legislature”.

*The Central Provinces and Berar Regulation of Uses of Land Act, 1948.*

(C. P. and Berar Act XLVII of 1948)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The Central Provinces and Berar Accommodation (Requisition) Act, 1948.*

(C. P. and Berar Act LXIII of 1948)

*Preamble.*—For “Crown” substitute “Government” and for “Provincial Government” substitute “State Government”.

*The Central Provinces and Berar Town Planning Act, 1948.*

(C. P. and Berar Act LXVII of 1948)

*Section 3.*—In the proviso to clause (k) for “Government of India Act, 1935” substitute “Constitution”.

*The Central Provinces and Berar Electricity Duty Act, 1949.*

(C. P. and Berar Act X of 1949)

*Section 2.*—In clause (a) the expression “Provincial Electricity Board” shall stand unmodified.

*The Central Provinces and Berar Board of Revenue Act, 1949.*

(C. P. and Berar Act XII of 1949)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 6.*—In sub-section (1) for “Central or Provincial Act” substitute “Central or Madhya Pradesh Act”.

*The Central Provinces and Berar Refugees Rehabilitation (Loans) Act, 1949.*

(C. P. and Berar Act XIX of 1949)

*Long title.*—For “Provincial Government” substitute “State Government”.

*The Central Provinces and Berar Nagar Nyaya Panchayats Act, 1949.*

(C. P. and Berar Act XXXI of 1949)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 7.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.

*The Central Provinces and Berar Public Health Act, 1949.*

(C. P. and Berar Act XXXVI of 1949)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*Section 3.*—In clause (14) for “clause (39-b)” substitute “clause (48-a)”.

In clause (21) for “any Provincial Act” substitute “any Madhya Pradesh Act”.

In sub-clause (c) of clause (31) for “the Crown” substitute “the Central Government or the State Government”.

*The Central Provinces and Berar Drugs (Control) Act, 1949.*

(C. P. and Berar Act XLVII of 1949)

*Long title and Preamble.*—For “the Central Provinces and Berar” substitute “Madhya Pradesh”.

*The City of Nagpur Corporation Act, 1948.*

(C. P. and Berar Act II of 1950)

*Section 12.*—For clause (a) of sub-section (3) substitute—

“(a) he is not a citizen of India, or”.

*Section 15.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.

*Sections 45, 47 and 54.*—For “Crown in India” substitute “Government”.

*Section 114.*—In clause (g) of sub-section (2) for “the Government of India Act, 1935” substitute “the Constitution”.



*Section 117.*—In sub-sections (1) and (2) for “His Majesty for the purposes of the Government of the Province” substitute “the State Government”.

*The City of Jubbulpore Corporation Act, 1948.*

(C. P. and Berar Act III of 1950)

*Section 12.*—For clause (a) of sub-section (3) substitute—

“(a) he is not a citizen of India, or”.

*Section 15.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.

*Sections 51, 53 and 60.*—For “Crown in India” substitute “Government”.

*Section 120.*—In clause (g) of sub-section (2) for “the Government of India Act, 1935” substitute “the Constitution”.

*Section 123.*—In sub-sections (1) and (2) for “His Majesty for the purposes of the Government of the Province” substitute “the State Government”.

## TWENTY-FIRST SCHEDULE

(i) BERAR REGULATION.

*The Berar Land Revenue Code, 1926.*

*Section 172.*—In sub-section (4) for “Part III of the Government of India Act, 1935,” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

(ii) CENTRAL PROVINCES AND BERAR REGULATIONS MADE UNDER THE GOVERNMENT OF INDIA ACT, 1935.

*The Central Provinces and Berar Rates of Postage Regulation, 1942.*  
(C. P. and Berar Regulation I of 1942)

*Section 1.*—For sub-section (2) substitute—

“(2) It extends to—

(a) the Scheduled Areas in Madhya Pradesh specified in the Scheduled Areas (Part A States) Order, 1950, except entries 3, 10 and 11 specified under that State,

(b) Pendra zamindari of Bilaspur District, and

(c) all parts of Mandla District not specified under Madhya Pradesh in the aforesaid Order”.

*Section 2.*—In the new sub-section (2) of section 7 for “British India” substitute “India except Part B States” and for “the partially excluded areas” substitute “the areas in Madhya Pradesh to which the Central Provinces and Berar Rates of Postage Regulation, 1942, extends”.

*The Central Provinces and Berar Companies Regulation, 1943.*

(C. P. and Berar Regulation I of 1943)

*Section 1.*—For sub-section (2) substitute—

“(2) It extends to—

(a) the Scheduled Areas in Madhya Pradesh specified in the Scheduled Areas (Part A States) Order, 1950, except entries 3, 10 and 11 specified under that State,

(b) Pendra zamindari of Bilaspur District, and

(c) all parts of Mandla District not specified under Madhya Pradesh in the aforesaid Order".

*Section 12.*—In the new clause (e) of sub-section (1) of section 277 for "British India" where it occurs for the first time substitute "the territories for the time being comprised within Part A States and Part C States" and where it occurs for the second time substitute "the said territories".

*Section 13.*—In the new proviso to sub-section (1) of section 277D for "British India" where it occurs for the first time substitute "the territories mentioned in section 277(1) (e)" and where it occurs for the second, third, and fourth and fifth times substitute "the said territories".

*Section 14.*—In the new proviso to section 277E for "British India" where it occurs for the first time substitute "the territories mentioned in section 277(1) (e)" and where it occurs for the second time substitute "the said territories".

*The Central Provinces and Berar Indian Finance and the Excess Profits Tax Validating Regulation, 1944.*

(C. P. and Berar Regulation I of 1944)

*Section 1.*—For sub-section (2) substitute—

"(2) It extends to—

- (a) the Scheduled Areas in Madhya Pradesh specified in the Scheduled Areas (Part A States) Order, 1950, except entries 3, 10 and 11 specified under that State,
- (b) Pendra Zamindari of Bilaspur District, and
- (c) all parts of Mandla District not specified under Madhya Pradesh in the aforesaid Order".

## TWENTY-SECOND SCHEDULE

### ASSAM ACTS.

*The Eastern Bengal and Assam Excise Act, 1910.*

(Eastern Bengal and Assam Act I of 1910)

*Section 3.*—For clause (7) substitute—

(7) 'excisable article' means—

- (a) any alcoholic liquor for human consumption; or
- (b) any intoxicating drug;".

In clause (7a) for "item 40" substitute "entry 51" and for "the Government of India Act, 1935" substitute "the Constitution".

In clause (12) omit "British".

*Sections 10, 21, 36 and 55.*—Omit "British".

*Section 23A.*—In sub-section (1) for "the Central Legislature" substitute "Parliament" and for "Part III of the Government of India Act, 1935" substitute "the Constitution".

In clause (a) of sub-section (2) after "intoxicants" insert "or medicinal or toilet preparations containing alcohol".

*Second Schedule.*—For "His Majesty the King Emperor of India" substitute "the State Government".

*The Assam Local Self-Government Act, 1915.*

(Assam Act I of 1915)

*Section 4.*—In clause (vi) of sub-section (3) omit "British".

*Section 7.*—In clause (ddd) omit "British".

*Section 24.*—In clause (k) omit "British".

*Section 29.*—For "His Majesty for the purposes of the Province" substitute "the State Government".

*Section 36.*—In sub-section (2) for "His Majesty" substitute "such Government".

*Section 52D.*—In sub-section (2) for the "Government of India Act, 1935" substitute "the Constitution" and in the proviso to that sub-section for "Part III of the said Act" substitute "the Constitution" and for "the Central Legislature" substitute "Parliament".

*Section 85.*—In clause (e) of sub-section (2) for "His Majesty" substitute "the State Government".

*The Assam General Clauses Act, 1915.*

(Assam Act II of 1915)

*Section 4.*—In clause (5) the word "Provincial" shall stand unmodified; and at the end insert—

"or by the Legislature of the State of Assam under the Constitution".

For clause (11) substitute—

"Colony" (11) "Colony"—

(a) in any Assam Act passed after the commencement of Part III of the Government of India Act, 1935, shall mean any part of His Majesty's dominions exclusive of the British Islands, the Dominions of India and Pakistan (and before the establishment of those Dominions, British India), any Dominion as defined in the Statute of Westminster, 1931, any Province or State forming part of any of the said Dominions, and British Burma; and

(b) in any Assam Act passed before the commencement of Part III of the said Act, mean any part of His Majesty's dominions exclusive of the British Islands and of British India;

and in either case where parts of those dominions are under both a Central and local Legislature, all parts under the Central Legislature shall, for the purposes of this definition, be deemed to be one colony:—

Omit clause (29).

For clause (46) substitute—

"(46) "Political Agent" shall mean—

(a) in relation to any territory outside India the Principal Officer, by whatever name called, representing the Central Government in such territory; and

- (b) any officer appointed to exercise all or any of the powers of a Political Agent for any place not forming part of India under the law for the time being in force relating to foreign jurisdiction."

Omit clause (47).

In clause (51) for "British India" substitute "a Part A State or a Part C State".

For clause (52), substitute—

- "(52) 'Regulation' shall mean a regulation made by the Governor under the Sixth Schedule to the Constitution or under the Government of India Act, 1935, and shall include a regulation as defined in section 3(50) of the General Clauses Act, 1897."

Section 5.—For sub-section (1) substitute—

- "(1) Where any Assam Act is not expressed to come into operation on a particular day, then,—

- (i) in the case of an Assam Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor-General or His Majesty, as the case may require, is first published in the Official Gazette, and if it is an Act of the Governor on the day on which it is first published as an Act in the Official Gazette, and
- (ii) in the case of an Assam Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette."

Omit section 14.

Section 25.—In clause (2) for "the Central Government or, as the case may be, the Provincial Government" substitute "the Government concerned".

For section 33 substitute—

33. The provisions of this Act shall apply,—

Application  
of Act to Or-  
dinances and  
Regulations.

(a) in relation to any Ordinance promulgated by the Governor under section 88 or section 89 of the Government of India Act, 1935, as they apply in relation to Assam Acts made under the said Act by the Governor, and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Assam Acts made by the Provincial Legislature; and

- (b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under the Sixth Schedule to the Constitution, as they apply in relation to Assam Acts made by the State Legislature;

Provided that clause (ii) of sub-section (1) of section 5 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (ii) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette."

*The Assam Medical Act, 1916.*

(Assam Act I of 1916)

*Omit section 34.*

*Schedule.*—In item 2 for "Acts of the Central Legislature" substitute "Central Acts, Provincial Acts or State Acts" and in item 3 after "India" wherever it occurs insert ", Pakistan".

*The Assam Municipal Act, 1923.*

(Assam Act I of 1923)

*Section 7.*—For "His Majesty for the purposes of the Province" substitute "the State Government".

*Section 12.*—For "a British subject or a subject of any State in India" substitute "a citizen of India".

*Section 16.*—For "Dominion of India" substitute "Union of India".

*Section 52.*—In clause (ix) of sub-section (2) omit "British" and in clause (xx) of the sub-section for "an Imperial census" substitute "a census ordered by the Central Government".

*Section 59.*—In sub-section (3) for "the Government of India Act, 1935" substitute "the Constitution" and in the proviso to the sub-section for "Part III of the said Act" substitute "the Constitution" and for "the Central Legislature" substitute "Parliament".

*Section 258.*—In clause (e) omit "British".

*Section 294.*—In clause (c) for "the Crown for the purposes of the Province" substitute "the State Government".

*Section 296.*—In sub-section (3) for "both Chambers of the Provincial Legislature" substitute "State Legislature" and for "the Chambers, by a resolution in which both Chambers concur" substitute "the State Legislature".

*The Assam Students and Juvenile Smoking Act, 1923.*

(Assam Act II of 1923)

*Section 4.*—For "the Assam Legislative Council or Legislative Assembly" substitute "the Legislature of Assam" and omit "Government title-holder".

*The Assam Temperance Act, 1926.*

(Assam Act IV of 1926)

*Section 3.*—For "including the British portion of the Municipality of Shillong" substitute "including the municipality of Shillong but excluding so much of its area as forms part of the United Khasi-Jaintia Hills District".

*Section 16.*—In sub-section (2) omit "both Chambers of".

*The Assam Rural Self-Government Act, 1926.*

(Assam Act VII of 1926)

*Section 43.*—Omit clause (c) of the first proviso to the section.*First Schedule.*—Omit item "8. Sylhet".*The Assam Opium Smoking Act, 1927.*

(Assam Act III of 1927)

*Section 1.*—In sub-section (2) for "the territories declared to be 'backward tracts' under section 52A of the Government of India Act" substitute "the tribal areas specified in the Table appended to paragraph 20 of the Sixth Schedule to the Constitution".*The Assam Highways Act, 1928.*

(Assam Act II of 1928)

*Section 1.*—In sub-section (2) for "the territories declared to be backward tracts under sub-section (2) of section 52A of the Government of India Act" substitute "the tribal areas specified in the Table appended to paragraph 20 of the Sixth Schedule to the Constitution".*The Goalpara Tenancy Act, 1929.*

(Assam Act I of 1929)

*Section 1.*—In clause (b) of the proviso to sub-section (3) omit "both Chambers of".*Section 95B.*—In sub-section (4) for "before the Revenue Tribunal or such other authority" substitute "before such authority".*The Bijni Succession Act, 1931.*

(Assam Act II of 1931)

*Omit section 12A.**The Assam Opium (Amendment) Act, 1933.*

(Assam Act I of 1933)

*Schedule.*—For "His Majesty the King, Emperor of India" substitute "Government".*The Assam Criminal Law Amendment Act, 1934.*

(Assam Act III of 1934)

*Section 2.*—For "the Government of India Act, 1935" substitute "the Constitution".*Section 4.*—In sub-section (3) for "section 220 of the Government of India Act, 1935" substitute "clause (2) of article 217 of the Constitution".*Section 15.*—In sub-section (1) for "the High Court of Judicature at Fort William in Bengal" substitute "the High Court for the State of Assam".*The Assam (Temporarily Settled Districts) Tenancy Act, 1935.*

(Assam Act III of 1935)

*Section 2.*—In clause (ii) of the proviso to sub-section (3) omit "both Chambers of".

*The Moslem Marriages and Divorces Registration Act, 1935.*

(Assam Act IX of 1935)

Section 24.—In clause (d) for “any of His Majesty’s subjects in India” substitute “any citizen of India”.

*The Assam Land Revenue Re-assessment Act, 1936.*

(Assam Act VIII of 1936)

Section 26.—Omit “of the Assam Legislative Council or”, “which-ever first occurs” and “Council or”.

*The Assam Motor Vehicles Taxation Act, 1936.*

(Assam Act IX of 1936)

Section 17.—For “the Tribunal to be appointed under section 296 of the Government of India Act, 1935” substitute “the High Court”.

*The Sylhet Tenancy Act, 1936.*

(Assam Act XI of 1936)

Section 1.—For “the district of Sylhet” substitute “Karimganj Sub-Division of the District of Cachar”.

Section 3.—In sub-section (4) for “Sylhet” substitute “Cachar”.

*The Assam Agricultural Income-tax Act, 1939.*

(Assam Act IX of 1939)

Section 2.—In clause (i) after “Act of Parliament” insert “of the United Kingdom” and for “British India” substitute “India”.

Section 29.—For “His Majesty in Council” substitute “the Supreme Court”.

*The Assam Court of Wards (Amendment) Act, 1943.*

(Assam Act IX of 1943)

Section 2.—For “the High Court in Calcutta” substitute “the High Court for the State of Assam”.

*The Shillong (Execution of Decrees) Act, 1943.*

(Assam Act XII of 1943)

Long title and Preamble.—Omit “the British portion of”.

For section 2 substitute—

2. In this Act ‘Shillong’ means the area for the time being comprised within the cantonment and municipality of Shillong but excluding so much of its area as forms part of the United Khasi-Jaintia Hills District.”

Sections 3 and 4.—Omit the words “established or continued by the authority of the Central Government or the Crown Representative”.

*The Assam Nurses’, Midwives’ and Health Visitors’ Registration Act, 1944.*

(Assam Act II of 1944)

Section 4.—In clause (8) for “the Surma Valley” substitute “the District of Cachar”.

*The Assam Committees of Enquiry (Appointment and Evidence) Act, 1947.*

(Assam Act VII of 1947)

*Section 13.*—In clause(b) for “the Crown in India” substitute “the Government”.

*The Shillong Civil Courts and Laws Act, 1947.*

(Assam Act VIII of 1947)

*Long title.*—For “the British portion of Shillong Town” substitute “Shillong”.

*Preamble.*—Omit “the British portion of the Town of” and for “Province” substitute “State”.

*Section 2.*—For clause (b) substitute—

“(b) ‘Shillong’ means the area for the time being comprised within the cantonment and municipality of Shillong but excluding so much of its area as forms part of the United Khasi-Jaintia Hills District.”

*The Sylhet Non-Agricultural Urban Areas Tenancy Act, 1947.*

(Assam Act X of 1947)

*Section 1.*—In sub-section (2) for “District of Sylhet” substitute “Karimganj sub-division of the District of Cachar”.

*The Assam Committees of the Legislature (Evidence) Act, 1947.*

(Assam Act XIV of 1947)

This Act shall stand repealed.

*The Assam Shops and Establishments Act, 1948.*

(Assam Act XIII of 1948)

*Section 1.*—In sub-section (3) for “the Dominion of India portion of the Khasi and Jaintia Hills District, other than that declared to be a Partially Excluded area by the Government of India (Excluded and Partially Excluded Areas) Order, 1936” substitute “the area for the time being comprised within the cantonment and municipality of Shillong but excluding so much of its area as forms part of the United Khasi-Jaintia Hills District”.

*Section 5.*—In clause (a) of sub-section (1) for “any Federal Railway” substitute “any railway administration”.

*The Indian Medical Degrees (Assam Amendment) Act, 1948.*

(Assam Act XVI of 1948)

*Section 3.*—In sub-clause (i) of clause (b) of sub-section (1) of the new section 6A omit “the Dominion of”.

*The Assam Rural Panchayat Act, 1948.*

Assam Act (XXVII of 1948)

*Section 5.*—For clause (a) substitute—

“(a) is not a citizen of India; or”.



## TWENTYTHIRD SCHEDULE

ASSAM REGULATIONS MADE UNDER THE GOVERNMENT OF INDIA ACT, 1935.

*The Assam Excluded Areas (Post Office) Regulation, 1941.*

(Assam Regulation II of 1941)

Section 2.—In sub-section (2) omit "British".

*The Assam Partially Excluded Areas (Post Office) Regulation, 1942.*

(Assam Regulation I of 1942)

Section 2.—In sub-section (2) omit "British".

*The Mikir Hills Vaccination Regulation, 1943.*

(Assam Regulation II of 1943)

Section 1.—In clause (b) omit the words and brackets "(in the Nowgong District)" and the words "either in the Nowgong or in the Sibsagar District."

*The Mikir Hills Births and Deaths Registration Regulation, 1943.*

(Assam Regulation III of 1943)

Section 1.—In clause (b) omit the words and the brackets "(in the Nowgong District)" and the words "either in the Nowgong or in the Sibsagar District".

*The Khasi and Jaintia Hills (Execution of Decrees) Regulation, 1943.*

(Assam Regulation VI of 1943)

Section 2.—In sub-rules (1) and (2) of the new rule 34A, omit "by the authority of the Central Government or the Crown Representative".

*The Assam Frontier (Administration of Justice) Regulation, 1945.*

(Assam Regulation I of 1945)

Section 9.—After the words "and to arrest and deliver up offenders as soon as may be" add the following "within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest".

Sections 26, 28, 29, 30, 31, 32, 48, 49 and 50.—For "Governor" substitute "High Court"; for "he" and "him" substitute "it".

Section 26.—For "at his discretion" substitute "by special leave".

Omit section 33.

Section 52.—For "The Courts of the Governor, Political Officer" substitute "The High Court, the court of the Political Officer".

*The North Cachar Hills Jhum Land Regulation, 1948.*

(Assam Regulation II of 1948)

Section 1.—In sub-section (2) omit the word "Sub-Division".

Section 2.—In clause (a) omit the word "Sub-Division" where it occurs for the first time.

Section 16.—For "Tribal Council" where it occurs for the first time substitute "District Council or Regional Council"; and for "may be vested at the discretion of the Governor in that Tribal Council" substitute "shall vest in that Council".

RAJENDRA PRASAD,  
President.

K. V. K. SUNDARAM,  
Secretary.

